



JOURNALS  
OF THE  
HONORABLE SENATE  
AND  
HOUSE OF REPRESENTATIVES  
OF THE  
STATE OF NEW HAMPSHIRE

JANUARY SESSION, 1915

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LEGISLATURE CONVENED JANUARY 6

ADJOURNED APRIL 21, 1915

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JOURNAL  
OF THE  
HONORABLE SENATE

JANUARY SESSION, 1915

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OF THE

## HONORABLE SENATE

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WEDNESDAY, JANUARY 6, 1915.

At 11 o'clock in the forenoon of the first Wednesday of January in the year of our Lord one thousand nine hundred and fifteen, being the day prescribed by the constitution for the Legislature of New Hampshire to assemble, the following named persons, elected Senators, assembled in the capitol in the City of Concord, in said state, and His Excellency, the Governor, attended by the Honorable Council, having come into the Senate chamber, took and subscribed the oaths of office and were duly qualified as Senators, agreeably to the provisions of the constitution, namely:

- District No. 1—Eugene F. Bailey.  
2—Edgar O. Crossman.  
3—Elmer E. Woodbury.  
4—Arthur R. Shirley.  
5—Frank A. Musgrove.  
6—\*  
7—George E. Clark.  
8—William E. Kinney.  
9—William A. Danforth.  
10—Orville E. Cain.  
11—Ezra M. Smith.

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\*Certificate returned by Willis J. Sanborn to the Honorable Secretary of State on account of ineligibility to hold office.

- District No. 12—Charles W. Howard.  
 13—Alvin J. Lucier.  
 14—Nathaniel S. Drake.  
 15—Nathaniel E. Martin.  
 16—George I. Haselton.  
 17—Joseph P. Kenney.  
 18—Adolph Wagner.  
 19—William Marcotte.  
 20—Charles W. Varney.  
 21—Valentine Mathes.  
 22—Carl J. Whiting.  
 23—Herbert Perkins.  
 23—John G. Parsons.

His Excellency the Governor and the Honorable Council then withdrawing, the Senate was called to order by Henri A. Burque, clerk of the Senate of last session.

The clerk stated that the first business was the selection of a temporary presiding officer.

On motion of Senator Haselton, Senator Lucier was chosen temporary presiding officer.

The clerk requested Senators Bailey and Parsons to conduct the temporary presiding officer to the chair.

Senator Lucier, having assumed the chair, thanked the senators for the honor conferred upon him, and announced that the next business was the election of a President.

On motion of Senator Kenney it was voted to proceed to the election of a President by ballot.

The result of the ballot for President was as follows:

Whole number of votes cast.....	23
Necessary for a choice.....	12
Hon. Nathaniel E. Martin had.....	5
Hon. George I. Haselton had .....	18

and the Hon. George I. Haselton, having received a majority of all votes cast, was declared elected.

The Chair requested Senators Martin and Marcotte to conduct the President to the chair.

The President having assumed the chair, addressed the Senate as follows:

*Senators:*

I thank you for the distinction that you have accorded me in electing me to the office of President of this honorable body.

Under the constitution and laws of this state the Senate is clothed with large powers and responsibilities. As one of the branches of the General Court all proposed legislation must come before us for our approval or rejection.

The reasonable expectation is that we will be called to pass upon a great number and variety of measures covering the widest range of questions involving public policy and public utility.

Many well meant proposals for statute law are unadvisable, many on account of constitutional and other limitations are inexpedient. Laws passed here are subject to the scrutiny of the courts and, unless framed with wise and studied reference to legitimate functions of government, may lead to much confusion and injure the purpose sought to be accomplished.

These premises plainly predicate a large demand upon us for painstaking attention to the general subject-matter and the details of all proposed legislation that may come before us; and, however great may be the demands upon us for patient scrutiny and careful thought, we can do the state no greater service than to see to it that every measure has its just consideration, hurried legislation having always been a rich field for those who would exploit the General Court with unwise proposals and with ulterior and questionable projects.

It behooves us, as servants of the people, to be ever mindful of the public weal, to legislate with deliberation and with care, to work earnestly and harmoniously together for the good of the people, for the welfare of the state, and for the interest and benefit of those who sent us here to represent them. The public money should be expended with that



same care and the same thoughtfulness that is displayed in private affairs, and we should never lose sight of the responsibilities and high duty that confronts us in our public acts.

I thank you again for the great honor you have conferred upon me, and the Chair awaits the pleasure of the Senate.

On motion of Senator Cain, the following resolution was adopted:

*Resolved*, That Earle C. Gordon, as clerk, be elected by acclamation; that Thomas P. Cheney, 2d, as assistant clerk, be elected by acclamation; that William H. Knox, as sergeant-at-arms, be elected by acclamation; that Bernard B. Chase, as messenger, be elected by acclamation; that George H. Magoon, as doorkeeper, be elected by acclamation; and that Earle C. Gordon, Thomas P. Cheney, 2d, William H. Knox, Bernard B. Chase, George H. Magoon, are hereby elected for the several positions named, respectively.

Thereupon Earle C. Gordon, Thomas C. Cheney, 2d, William H. Knox, Bernard B. Chase and George H. Magoon appeared and signified to their acceptance and were duly sworn to the faithful discharge of their duties before the President.

A true record:

HENRI A. BURQUE,  
*Clerk for 1913-1914.*

A true copy. Attest:

HENRI A. BURQUE,  
*Clerk for 1913-1914.*

On motion of Senator Bailey of District No. 1, the following resolution was adopted:

*Resolved*, That the rules of the Senate for the last session be the rules of the Senate for the present session until otherwise ordered.

On motion of Senator Woodbury of District No. 3, the following resolution was adopted:

*Resolved*, That until otherwise ordered, the Senate will

meet at 11 o'clock in the forenoon and at 2 o'clock in the afternoon.

On motion of Senator Parsons of District No. 24, the following resolution was adopted:

*Resolved*, That the secretary of state be requested to furnish the Senate the official returns of votes from the various senatorial districts for the state.

On motion of Senator Musgrove of District No. 5, the following resolution was adopted:

*Resolved*, That the returns of votes in the several senatorial districts be referred to a select committee of three, with instructions to examine and count the same, and report to the Senate whether any vacancies exist and, if so, in what senatorial district.

The President appointed as members of such committee, Senators Musgrove, Howard and Wagner.

The Honorable Edward N. Pearson, secretary of state, then appeared and presented the return of votes for senators for the various senatorial districts as returned to the secretary's office, which were referred to the select committee on returns.

On motion of Senator Wagner of District No. 18, the following resolution was adopted:

*Resolved*, That the House of Representatives be informed that the Senate, having assembled, has organized by the choice of George I. Haselton as President, Earle C. Gordon as clerk, Thomas P. Cheney, 2d, as assistant clerk, William H. Knox, as sergeant-at-arms, Bernard B. Chase as messenger, George H. Magoon as doorkeeper, and is now ready to proceed with the business of the session.

On motion of Senator Clark of District No. 7, the following resolution was adopted:

*Resolved*, That the clerk of the Senate be authorized to furnish, at the expense of the state, during the session of 1915, two such daily newspapers, printed within the state, to the members and officers of the Senate, as such members and officers may select, and to the governor and council.



On motion of Senator Varney of District No. 20, the following resolution was adopted:

*Resolved*, That the clerk be instructed to procure the services of two stenographers, one for the Judiciary Committee, and one as assistant for the clerks of the Senate, each to perform such duties as may be assigned to them.

Pursuant to the above resolution the clerk appointed Ella M. Wardner of Concord and Bessie A. Callaghan of Manchester as stenographers for the session.

On motion of Senator Smith of District No. 11, the following resolution was adopted:

*Resolved*, That the President of the Senate be authorized to appoint a telephone messenger for ensuing session; and to appoint Mack Cummings as assistant messenger for ensuing session.

Pursuant to the above resolution the President named Eugene P. Cullerot of Manchester as telephone messenger, and Mack Cummings of Concord as assistant messenger.

On motion of Senator Kinney of District No. 8, the Senate voted to take a recess subject to the call of the chair.

(Recess.)

The Senate having reassembled, the committee appointed to examine votes cast for senator in the several senatorial districts reported that it had attended to their duties, and having examined the returns made to the secretary of state as well as the records in the office of said secretary, found the state of the vote returned in the several districts to be as follows:

*District No. 1.*

Eugene F. Bailey had . . . . . 1,726

Frank E. Paine had . . . . . 1,026

and Eugene F. Bailey, having a plurality of all the votes cast, is elected.

*District No. 2.*

Edgar O. Crossman had . . . . . 2,094

Frank M. Richardson had . . . . . 1,912

and Edgar O. Crossman, having a plurality of all the votes cast, is elected.

*District No. 3.*

Elmer E. Woodbury had . . . . . 1,517

Amos N. Blandin had . . . . . 1,196

Selwyn K. Dearborn had . . . . . 95

and Elmer E. Woodbury, having a plurality of all the votes cast, is elected.

*District No. 4.*

Arthur R. Shirley had . . . . . 2,430

Henry H. Randall had . . . . . 1,882

and Arthur R. Shirley, having a plurality of all the votes cast, is elected.

*District No. 5.*

Fred A. Jones had . . . . . 1,829

Frank A. Musgrove had . . . . . 1,901

and Frank A. Musgrove, having a plurality of all the votes cast, is elected.

*District No. 6.*

Edwin H. Shannon had . . . . . 1,883

Willis J. Sanborn\* had . . . . . 1,886

Jesse S. Avery had . . . . . 57.

and Willis J. Sanborn, having a plurality of all the votes cast, is elected.

*District No. 7.*

George E. Clark had . . . . . 2,061

Daniel N. Whittaker had . . . . . 1,689

Henry C. Holbrook had . . . . . 149

Scattering . . . . . 1

and George E. Clark, having a plurality of all the votes cast, is elected.

\* Declines on account of ineligibility.

*District No. 8.*

William E. Kinney had . . . . . 2,138

Oscar C. Young had . . . . . 1,419

and William E. Kinney, having a plurality of all the votes cast, is elected.

*District No. 9.*

William A. Danforth had . . . . . 2,044

Henry E. Eaton had . . . . . 1,549

and William A. Danforth, having a plurality of all the votes cast, is elected.

*District No. 10.*

Orville E. Cain had . . . . . 1,958

Fred J. Marvin had . . . . . 1,006

Henry W. Lane had . . . . . 148

Isaac T. Barron had . . . . . 89

Scattering . . . . . 1

and Orville E. Cain, having a plurality of all the votes cast, is elected.

*District No. 11.*

Ezra M. Smith had . . . . . 1,696

Stephen A. Bullock had . . . . . 1,044

Charles L. Rich had . . . . . 141

and Ezra M. Smith, having a plurality of all the votes cast, is elected.

*District No. 12.*

Charles W. Howard had . . . . . 2,055

Henry A. Cutter had . . . . . 1,157

Scattering . . . . . 1

and Charles W. Howard, having a plurality of all the votes cast, is elected.

*District No. 13.*

Alvin J. Lucier had . . . . . 1,939

James H. Gile had . . . . . 750

Scattering . . . . . 2

and Alvin J. Lucier, having a plurality of all the votes cast, is elected.

*District No. 14.*

Rufus M. Weeks had . . . . . 1,725

Nathaniel S. Drake had . . . . . 1,729

and Nathaniel S. Drake, having a plurality of all the votes cast, is elected.

*District No. 15.*

Hamilton A. Kendall had . . . . . 1,283

Nathaniel E. Martin had . . . . . 1,431

and Nathaniel E. Martin, having a plurality of all the votes cast, is elected.

*District No. 16.*

George I. Haselton had . . . . . 2,433

Oliver E. Branch had . . . . . 1,229

Ludger Deschenes had . . . . . 150

and George I. Haselton, having a plurality of all the votes cast, is elected.

*District No. 17.*

David W. Perkins had . . . . . 961

Joseph P. Kenney had . . . . . 1,528

and Joseph P. Kenney, having a plurality of all the votes cast, is elected.

*District No. 18.*

Adolph Wagner had . . . . . 1,172

Denis E. O'Leary had . . . . . 1,123

and Adolph Wagner, having a plurality of all the votes cast, is elected.

*District No. 19.*

William Marcotte had . . . . . 746

John W. S. Joyal had . . . . . 722

and William Marcotte, having a plurality of all the votes cast, is elected.

*District No. 20.*

Charles W. Varney had . . . . . 2,637

Joseph Warren had . . . . . 1,847

and Charles W. Varney, having a plurality of all the votes cast, is elected.



*District No. 21.*

Valentine Mathes had .....	1,729
Scott W. Caswell had .....	1,572
Arthur H. Morrison had .....	96

and Valentine Mathes, having a plurality of all the votes cast, is elected.

*District No. 22.*

Carl J. Whiting had .....	1,930
William H. Benson had .....	1,849

and Carl J. Whiting, having a plurality of all the votes cast, is elected.

*District No. 23.*

Herbert Perkins had .....	2,594
William D. Ingalls had .....	1,064
Scattering .....	1

and Herbert Perkins, having a plurality of all the votes cast, is elected.

*District No. 24.*

Sherman I. Newton had .....	1,480
John G. Parsons had .....	1,511
Alvah H. Place had .....	94

and John G. Parsons, having a plurality of all the votes cast, is elected.

FRANK A. MUSGROVE,  
CHARLES W. HOWARD,  
ADOLPH WAGNER,  
*Committee.*

The committee laid before the Senate the facts with reference to the return of credentials by Willis J. Sanborn of District No. 6, on the grounds of ineligibility and recommended that the matter be referred to the Committee on Elections.

The report of the committee was accepted, and the report with the recommendations of the committee were referred by the President, to the Committee on Elections.

The President announced the following standing committee:

*Elections.*—Senators Varney, Woodbury, Clark, Lucier, Smith.

(Recess.)

The Senate having reassembled, the following message was received from the House of Representatives by its clerk:

HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has passed the following resolution:

*Resolved,* That the Honorable Senate be informed that the House of Representatives has organized by the election of Edwin C. Bean of Belmont as Speaker, Harrie M. Young of Manchester as clerk, Bernard W. Carey of Newport as assistant clerk, and Walter A. J. Ward of Hillsborough as sergeant-at-arms, and is now ready to proceed with the business of the session.

The message further announced that the House of Representatives had passed the following resolution:

*Resolved,* That the Honorable Senate be informed that the House of Representatives will be ready to meet the Senate in joint convention for the purpose of canvassing the votes for Governor and Councilors, at 3 o'clock this afternoon.

PETITION PRESENTED AND REFERRED TO THE COMMITTEE ON ELECTIONS.

By Senator Danforth, Petition of Rufus M. Weeks for a seat in the Senate from District No. 14, in place of Nathaniel S. Drake.

On motion of Senator Crossman, the Senate adjourned.



## AFTERNOON.

On motion of Senator Whiting, the Senate met the House of Representatives in joint convention for the purpose of canvassing the votes for Governor and Councilors.

(See House proceedings.)

Upon returning to the Senate chamber, on motion of Senator Shirley, the Senate adjourned.

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THURSDAY, JANUARY 7, 1915.

The Senate met according to adjournment. The reading of the journal having been commenced, on motion of Senator Lucier, the rules were so far suspended that its further reading was dispensed with.

## NOTICES OF BILLS.

Senator Musgrove gave notice that on tomorrow or some subsequent day, he would ask leave to introduce a bill entitled, An act appropriating money in the interests of the Department of Fish and Game.

Senator Drake gave notice that on tomorrow or some subsequent day, he would ask leave to introduce a bill entitled, An act in amendment of chapter 164 of the Laws of 1911, entitled "An act to establish a public service commission."

On motion of Senator Marcotte, the following resolution was adopted:

*Resolved*, by the Senate, the House of Representatives concurring, That the joint rules of the last Legislature be the joint rules of this Legislature until otherwise ordered.

The following message was received from the House of Representatives by its clerk:

*Mr. President:*

The House of Representatives has passed the following resolution, in the passage of which it asks the concurrence of the Honorable Senate:

*Resolved*, That the Honorable Senate be notified that the House of Representatives will be ready to meet the Senate in joint convention at 12 o'clock for the purpose of receiving His Excellency, the Governor, and any communication he may be pleased to make, and for the transaction of such other business as may properly come before such convention.

The message further announced that the House of Representatives had passed the following resolution, in the passage of which it asks the concurrence of the Honorable Senate:

*Resolved*, That a committee consisting of three on the part of the House and two on the part of the Senate, be appointed to make the necessary assignment of rooms for the presiding officers and committees of the House and Senate, and to report said assignments to the House and Senate as early as possible.

On motion of Senator Perkins, the following resolution was adopted:

*Resolved*, That the Senate will be ready to meet the House of Representatives in joint convention as suggested by the House message, at 12 o'clock, noon, for the purpose of receiving His Excellency, the Governor, and any communication he may be pleased to make, and for the transaction of such other business as may properly come before such convention.

PETITION PRESENTED AND REFERRED.

To the Committee on Elections,

By Senator Cain, Petition of Edwin H. Shannon for a seat in the Senate from District No. 6.

Agreeably to resolution previously adopted, the Senate met the House of Representatives in joint convention.

(In Joint Convention.)

(See House proceedings.)

Upon returning to the Senate Chamber, on motion of Senator Danforth, the Senate adjourned.

#### AFTERNOON.

On motion of Senator Lucier, the Senate voted to concur with the House of Representatives in the following resolution:

*Resolved*, by the House of Representatives, the Senate concurring, That a committee of three on the part of the House be appointed to confer with a like committee on the part of the Senate, to make assignment of rooms to the various committees and employees of both branches of the Legislature.

The President appointed as members of such committee on the part of the Senate, Senators Perkins and Kenney.

On motion of Senator Mathes, the following resolution was adopted:

*Resolved*, That when the Senate adjourns this afternoon, it adjourn to meet Friday morning at 9.30 o'clock, and when it adjourn Friday morning it be to meet Monday evening at 7.30 o'clock.

On motion of Senator Varney, the Senate adjourned.

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#### FRIDAY, JANUARY 8, 1915.

The Senate met according to adjournment. The reading of the journal having been commenced, on motion of Senator Danforth, the rules were so far suspended that its further reading was dispensed with.

On motion of Senator Drake, the Senate adjourned.



TUESDAY, JANUARY 12, 1915.

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MONDAY, JANUARY 11, 1915.

The Senate met according to adjournment.

Senator Drake, having assumed the chair, read the following communication:

MANCHESTER, N. H., January 11, 1915.

*Senator Drake:*

Please preside for me at tonight's session of the New Hampshire Senate, and oblige

GEORGE I. HASELTON,

*President.*

The journal was read and approved.

#### NOTICE OF BILL.

Senator Woodbury gave notice that on tomorrow or some subsequent day, he would ask leave to introduce a bill entitled, An act to increase the efficiency of the public schools of the state by granting pensions to retired teachers of long service.

On motion of Senator Shirley, the Senate adjourned.

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TUESDAY, JANUARY 12, 1915.

The Senate met according to adjournment.

The journal was read and approved.

#### INTRODUCTION OF BILLS.

Agreeably to previous notice, Senator Drake of District No. 14, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed and referred to the Committee on Revision of the Laws.

Senate Bill No. 1, An act in amendment of chapter 164 of the Laws of 1911, entitled "An act to establish a public service commission."

Agreeably to previous notice, Senator Musgrove of District No. 5, introduced the following entitled bill, which was read a first time:

Senate Bill No. 2, An act appropriating money in the interest of the Department of Fish and Game.

The question being stated,

Shall the bill be read a second time?

Senator Smith raised the point of order that as the bill carried an appropriation it should originate in the House of Representatives.

The President ruled that the point of order was not well taken.

The bill was then read a second time, laid on the table to be printed and referred to the Committee on Fisheries and Game.

On motion of Senator Howard, the following resolution was adopted:

*Resolved*, That the clerk of the Senate be authorized to procure thirty of the Improved Keystone Binders for the use of the Senate and officers.

(Recess.)

The Senate reassembled.

#### COMMITTEE REPORT.

The Committee on Elections, to whom was referred the petition of Edwin H. Shannon in relation to his seat in the Senate from District No. 6, having considered the same, reported as follows:

That at the election held November 3, 1914, the vote for senator in District No. 6 showed that Edwin H. Shannon received a plurality of all the legal votes cast, Willis J. Sanborn, because of constitutional provisions, being ineligible; and recommend that Edwin H. Shannon be seated in this Senate as senator from District No. 6.

CHARLES W. VARNEY,  
ELWIN E. WOODBURY,  
GEORGE E. CLARK,  
A. J. LUCIER,  
EZRA M. SMITH,

*For the Committee.*

The report of the committee was accepted and the recommendations adopted.

The following message was received from the House of Representatives by its clerk:

## HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has passed the following joint resolution, in the passage of which it asks the concurrence of the Honorable Senate:

House Joint Resolution No. 2, Joint resolution to provide for an investigation of certain conditions at the state hospital.

## READ AND REFERRED.

The following House Joint Resolution sent up from the House of Representatives was read a first and second time and referred to the Committee on State Hospital:

Joint resolution to provide for an investigation of certain conditions at the state hospital.

On motion of Senator Kinney, the rules were so far suspended that reference to committee was dispensed with.

Senator Musgrove offered the following amendment: Amend said resolution by striking out in the third line, the word "summary."

The question being stated,

Shall the amendment be adopted?

The affirmative prevailed on a *viva voce* vote.

On motion of Senator Kinney, the rules were further suspended and the House Joint Resolution was read a third time, passed and sent to the House of Representatives for concurrence in Senate amendment.

The Honorable Edward N. Pearson, secretary of state, appeared and introduced Edwin H. Shannon from District No. 6, who had taken and subscribed the oath of office before his excellency the Governor, and was duly qualified as senator, agreeably to the provisions of the constitution.

On motion of Senator Parsons, the Senate adjourned.



## AFTERNOON.

The following message was received from the House of Representatives by its clerk:

## HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has passed the following address, in the passage of which it asks the concurrence of the Honorable Senate:

*To His Excellency, Rolland H. Spaulding, Governor of the State of New Hampshire:*

The Senate and House of Representatives, in General Court convened, satisfied that the public good requires that Joseph Warren, insurance commissioner, should no longer hold and retain said office, respectfully address and request Your Excellency, with the consent of the council, to remove therefrom said Joseph Warren.

The question being stated,

Shall the Senate concur with the House of Representatives?

Senator Lucier demanded the ayes and nays.

(Discussion ensued.)

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:

Senators Bailey, Woodbury, Shirley, Shannon, Clark, Kinney, Danforth, Cain, Smith, Howard, Wagner, Mathes, Whiting, Perkins.

The following named senators voted in the negative:

Senators Musgrove, Lucier, Martin, Kenney, Varney, Parsons.

Fourteen senators voted in the affirmative, and six senators voted in the negative.

The affirmative prevailed and the Senate voted to concur with the House of Representatives.

On motion of Senator Varney, the Senate adjourned.

WEDNESDAY, JANUARY 13, 1915.

The Senate met according to adjournment.  
The journal was read and approved.

COMMITTEE REPORTS.

A majority of the Committee on Elections, to whom was referred the petition of Rufus M. Weeks contesting the seat of Nathaniel S. Drake for a seat in the Senate from District No. 14, having considered the same, reported that Rufus M. Weeks, having a plurality of all the votes cast, was elected senator from said District No. 14.

We recommend that said Rufus M. Weeks be seated.

CHARLES W. VARNEY,  
ELMER E. WOODBURY,  
GEORGE E. CLARK,  
EZRA M. SMITH,

*Majority of the Committee.*

The report of the committee was accepted and the recommendation adopted.

BILLS ENGROSSED.

The following report from the Committee on Engrossed Bills was read and accepted:

The Committee on Engrossed Bills report that they have examined and found correctly engrossed the following joint resolution and address:

House Joint Resolution No. 2, Joint resolution to provide for an investigation of certain conditions at the state hospital.

An address for the removal of Joseph Warren from the office of insurance commissioner.

WILLIAM A. DANFORTH,  
*For the Committee.*

## NOTICES OF BILLS.

Senator Woodbury gave notice that on tomorrow or some subsequent day, he would ask—leave to introduce a bill entitled, An act to increase the efficiency of public schools of the state by granting pensions to teachers of long service.

Senator Martin gave notice that on tomorrow or some subsequent day, he would ask leave to introduce bills entitled, An act in amendment of chapter 195 of the Public Statutes as amended by chapter 113, section 2 of the Laws of 1901, and chapter 14, section 1 of the Laws of 1905, relating to the rights of husband and wife surviving in the estate of the deceased husband or wife.

An act in amendment of chapter 75 of the Public Statutes, relating to damages happening in the use of highways as amended by chapter 19, Laws 1913.

The President announced the following standing and joint standing committees:

*Judiciary.*—Senators Smith, Kinney, Cain, Martin, Lucier.

*Incorporations.*—Senators Danforth, Shannon, Perkins, Bailey, Parsons.

*Labor.*—Senators Mathes, Shirley, Perkins, Danforth, Kenney.

*Military Affairs.*—Senators Howard, Cain, Whiting, Martin, Marcotte.

*Roads, Bridges and Canals.*—Senators Perkins, Crossman, Shirley, Musgrove, Shannon.

*Claims.*—Senators Lucier, Kinney, Howard, Weeks, Kenney.

*Railroads.*—Senators Weeks, Cain, Wagner, Varney, Parsons.

*Banks.*—Senators Bailey, Marcotte, Mathes, Kinney, Cain.

*Agriculture.*—Senators Shirley, Woodbury, Varney, Musgrove, Smith.

*Manufactures.*—Senators Parsons, Perkins, Wagner, Kenney, Woodbury.



*Elections.*—Senators Varney, Woodbury, Clark, Lucier, Smith.

*Education.*—Senators Whiting, Howard, Musgrove, Varney, Crossman.

*Finance.*—Senators Cain, Woodbury, Musgrove, Marcotte, Varney.

*State Prison and Industrial School.*—Senators Clark, Parsons, Smith, Marcotte, Whiting.

*State Hospital.*—Senators Martin, Wagner, Kinney, Weeks, Danforth.

*Revision of the Laws.*—Senators Kinney, Wagner, Shannon, Lucier, Bailey.

*Towns and Parishes.*—Senators Kenney, Shannon, Smith, Weeks, Martin.

*Soldiers' Home.*—Senators Musgrove, Clark, Howard, Crossman, Kenney.

*Fisheries and Game.*—Senators Marcotte, Clark, Danforth, Whiting, Weeks.

*School for Feeble-Minded.*—Senators Shannon, Bailey, Shirley, Lucier, Mathes.

*Public Health.*—Senators Crossman, Mathes, Whiting, Parsons, Danforth.

*Forestry.*—Senators Woodbury, Mathes, Bailey, Shirley, Clark.

*Public Improvements.*—Senators Wagner, Perkins, Martin, Crossman, Howard.

*Rules.*—President Haselton, Senators Cain, Martin.

#### JOINT STANDING COMMITTEES.

*Engrossed Bills.*—Senators Kinney, Lucier.

*State Library.*—Senator Crossman.

*State House and State House Yard.*—Senator Shirley.

*Joint Rules.*—President Haselton, Senators Cain, Martin.

#### HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has voted to concur with the Honorable Senate in its amendment to the following joint resolution:

House Joint Resolution No. 2, Joint resolution to provide for an investigation of certain conditions at the state hospital.

INTRODUCTION OF BILLS.

Agreeably to previous notice, Senator Woodbury introduced the following entitled bill, which was read a first and second time, laid on the table to be printed and referred to the Committee on Education:

Senate Bill No. 3, An act to increase the efficiency of the public schools of the state by granting pensions to retired teachers of long service.

Senator Mathes moved that the Senate adjourn.

The question being stated,

Shall the Senate adjourn?

The negative prevailed on a *viva voce* vote.

On motion of Senator Kenney, the Senate voted to take a recess.

(Recess.)

The Senate reassembled.

On motion of Senator Kenney, the following resolution was adopted:

*Resolved*, That all bills and joint resolutions reported by committees, with the exception of new bills originating in the committees, shall be handed to the clerk, who shall cause a list of said bills and joint resolutions to be published in the appendix of the daily journal together with the report of the committee previous to their presentation to the Senate.

The Honorable Edward N. Pearson, secretary of state, appeared and introduced Rufus M. Weeks from District No. 14, who had taken and subscribed the oath of office before his excellency, the Governor, and was duly qualified as senator, agreeably to the provisions of the constitution.

On motion of Senator Kenney, the Senate adjourned.

AFTERNOON.

The following message was received from His Excellency, the Governor, by the Honorable Edward N. Pearson, secretary of state.

MESSAGE FROM HIS EXCELLENCY, THE GOVERNOR.

STATE OF NEW HAMPSHIRE.

EXECUTIVE DEPARTMENT.

CONCORD, January 13, 1915.

*To the Honorable Senate:*

I hereby transmit a copy of the report of the special committee appointed by the General Court of 1913 to investigate the subject of cross state highways; also a copy of the report of the commissioners appointed to consider the divisional line between the States of New Hampshire and Vermont.

ROLLAND H. SPAULDING,  
*Governor.*

*To the Honorable Senate and House of Representatives in  
General Court convened:*

At the legislative session of 1913 a number of bills were introduced to provide for the construction by the state of a series of detached roads whose general direction was across the state from west to east. The remarkable success of the trunk lines already built had demonstrated the practicability of state construction of highways, and their value to the public, and there had sprung up a somewhat insistent demand for similar routes to form cross links between the three trunk lines, it being a fact that the facilities for highway travel across the state were far from good. Short stretches of road had been built on modern principles, it is true, but they were widely scattered, disjointed, and without semblance of any continuous system.

Part of this demand crystallized in the advocacy of the



so-called South Side Boulevard, the construction of which was finally authorized. Certain other measures were passed, which at least allowed a beginning to be made on certain other roads, notably those from Meredith to West Ossipee, and from Manchester to Salem. The general question received some eleventh hour attention and an attempt was made to consolidate all the "highway bills" then before the House, with the result that a bill embodying the provisions of most of them, as well as some other items that had received only perfunctory consideration, was actually passed by both Houses, but was vetoed by His Excellency, the Governor, for the very good reason that not enough time had been or could be given to it, and that the amount of money involved was too great to warrant action except after the fullest possible consideration.

In his veto message the governor suggested that the question might well be left to a committee for investigation and report to him and to a future session, and in accordance with this suggestion the following resolution:—

*"Resolved*, by the House of Representatives, the Senate concurring, That for the purpose of carrying out the suggestions contained in His Excellency, the Governor's, message of May 5, 1913, a committee of two members of the House be appointed by the Speaker and one member of the Senate by the President of the Senate which committee shall investigate the subject of cross state highways, examine the various routes proposed, determine the practicability of the same, and report their conclusions to the governor and council, and to the next session of the General Court," was passed May 15, 1913, and the undersigned were appointed a committee in accordance therewith.

This committee first obtained from the office of the state engineer a description of the different roads that had been under consideration in that office or that had been proposed by interested parties. It is well to state here that so complete was the information received from the state engineer that no suggestion for a road has been since received by this committee that was not already included in

his list. Many of the roads under consideration have elicited no comment from the public, but in several instances a very active interest has been shown.

After due deliberation this committee decided that its field of activity was limited to an examination of all the proposed routes and the recommendation of certain of them in general terms, but that the recommendation of all the details involved in any particular route should not be undertaken. In many cases there are several available roads between various points, but the difference in favor of one or another has seemed unimportant. When the proposition reaches concrete form, the advantages of the various routes will no doubt be vigorously urged, but the committee has felt that it could make no satisfactory estimate of the relative desirability of two or more roads connecting two places without holding an extensive series of hearings, involving much time and probably considerable expense, and this the committee felt that it was neither authorized nor expected to do. The business of this committee is more to recommend a general scheme—not to determine its details. It is obvious, however, that there is a genuine demand on the part of the public for a system of modern highways across the state, and it is with this conviction that this committee makes the recommendations found below. If this report meets with favor, the natural course of events would then seem to be that a bill embodying the general ideas herein-after set forth should be prepared and presented to the approaching session of the Legislature. This bill would be referred to the proper committee of both houses before whom all interested parties could be heard or represented, and where the advantages or disadvantages of the various details could be thoroughly discussed.

In reaching these conclusions we have tried to keep in mind the fact that such roads as may be built at public expense should be so placed as to be available for the greatest number of our own people. They should traverse the more thickly settled sections as much as possible, and should lie along the natural main lines of travel. The greatest

good for the greatest number would require this as a matter of course, but in some instances the committee has deviated from this rule because of the fact that the livelihood of a considerable part of our population is derived to a greater or less extent from visitors from other states, and it is felt that some of the routes should be so arranged as to attract these visitors and facilitate their coming in still greater numbers. The great influx of tourists since the trunk lines were built and became well known is sufficient evidence of the way outsiders look upon the matter, and constitutes a potent argument for more activity along the same lines. We have given this phase of the question careful consideration, and cite our recommendation of Route No. 2 as a case in point.

We therefore state as our conclusion and are prepared to recommend that the following system of cross-state highways should be built by the state, under the same specifications as to construction and under the same financial plan as the existing trunk lines. We do not undertake to decide questions of detail, such as whether a road should go over or around a certain hill, nor have we always expressed an opinion where there is a choice of two or more routes between widely separated points, but we have placed first in order the routes we believe to be of the greatest importance, and are prepared to advise their construction in the order named, provided it be decided to undertake but one or two at a time.

1. From Claremont to Dover.
2. From Claremont to Plymouth.
3. From Plymouth to Haverhill.
4. From Lebanon to Franklin.
5. From Laconia to Rochester.
6. From Lancaster to Gorham.
7. From Waterford Bridge to Franconia Notch.

The general character of these routes is as follows:—

1. This route would start at Claremont and run through the towns of Newport, Sunapee, Newbury, Bradford, Warner, Contoocook, Hopkinton, Concord, Chichester,



Epsom, Northwood, and Barrington, and would end at Dover. Its total length is about ninety miles, and of this about a third is now built according to the state engineer's specifications. The balance would present no unusual difficulties, as there are no heavy grades and good material is both accessible and abundant. The route extends all the way across the state, traverses a well-settled territory, and is much used by New Hampshire people, and furthermore is a direct continuation of one of the main routes of entrance to this state from the central part of Vermont. For these reasons we consider it the most important and have given it first place.

2. This road would run from Claremont through Newport, Sunapee, New London, Wilmot, Andover, Danbury, Alexandria, Bristol, Bridgewater, and Hebron, to Plymouth, and covers the same ground as Route 1 from Claremont to a point near Sunapee Lake. From this point to Plymouth the distance is some fifty miles, and while a few short parts of it are improved and are in good condition, the road as a whole is in bad shape and will require considerable work. Much of the way is through towns that are not able to afford a great outlay for road work, so that the only way to secure this much needed improvement is by state action. The road lies along Smith river from Danbury to Bristol, and along the shore of Newfound lake from Bristol to Hebron, and the scenery is unsurpassed. It would be much used by residents of the state if it were improved, and its use by tourists is indicated by the fact that last season over five thousand motor cars traveled over it, bad as it was. It is the most practicable route between the Vermont resorts and our own North Country, and as such has excited much interest among hotel men, and has been much advertised by them at a time when its condition was much better than it now is, but unfortunately it is best known to the public by its present unsatisfactory state. There is considerable agitation to have this route improved as soon as the road from Meredith to West Ossipee (already authorized) is completed, as the latter road, in connection with the East



Side Trunk Line, would form a convenient short cut from central New Hampshire to Poland Springs and other Maine resorts. It is generally conceded that the touring public will avoid a place of even unusual interest if a large amount of bad road must be traversed to reach it, and it would therefore seem that as the distance from Sunapee to Franklin is not great, and part of the road in fair shape, and that at Franklin the tourists meet a fine State Road that will carry them as far as Conway, they will then go on to the Maine resorts instead of turning back to the White Mountains. We think that this argument deserves serious consideration, entirely aside from the fact that the portion of the state tributary to Bristol has received but little attention in the state's road building propaganda, and therefore, while Route 2 would present somewhat greater difficulties than Route 1, we feel that its importance is scarcely, if any less.

3. This route is really a continuation of the preceding one, and extends from Plymouth, through Rumney, Wentworth, and Warren, to Warren village, whence there are two alternative routes, one through a part of Benton, and one through a part of Piermont, to Haverhill village. From the number of communications this committee has received regarding this route, it is evident that considerable interest is being taken in it. So far as has been learned, the demand is unanimous for the Piermont route which would be the old stage road over what is known as Tarleton Heights. This is a country of splendid scenery, in which is situated the Lake Tarleton Club, where a company of gentlemen have made very extensive improvements at great expense. The road has some severe grades, but the Benton route has about as many and as bad. Other things being equal, or slightly unequal, this committee prefers the Tarleton Heights route, but it would require more expert knowledge than any of its members have, to determine which road could be built at the least expense. The total length is about thirty-five miles. A little less than a third of this has been built under state aid, but from Warren over

Tarleton Heights, the road would practically have to be rebuilt. There are, however, no insuperable difficulties about either route, and in view of the shortness and the fact that, geographically, a State Road is much needed to connect the Central and Western Trunk Lines in this part of the state, this committee has no hesitation in recommending its construction.

4. In laying out a road from Lebanon to Franklin, there are many choices, and much would depend on whether Route 2 were built first—otherwise there would be no distinct advantage in any one of them. There are four ways this route can be laid out, as follows:—

A. Through Enfield, Springfield, Wilmot, and Andover.

B. Through Enfield, Canaan, Grafton, Danbury, and Hill.

C. The same as B, as far as Danbury Depot, thence to Potter Place, and via Andover.

D. Through Enfield, Grantham, Springfield, New London, Wilmot, and Andover.

In their present condition there is not much difference between these routes except their length. Not much improving has been done on any of them, and while there are no severe grades, many of the roads are narrow, and entire new construction would no doubt be required in some places. If Route 2 be built first, however, there is more to be said, as the following summary will show:—

A. This is the shortest of the four, being some thirty-two miles long, but it includes no part of any State Road, present or proposed.

B. This road is about forty miles long, but would cover the same ground as Route 2 from Danbury Depot toward Bristol, a distance of from six to ten miles.

C. This is about the same as B in length, and would include seven miles of Route 2, from Danbury Depot to Potter Place.

D. This road is nearly fifty miles long, but from Potter Place to George's Mills would include thirteen miles of Route 2, and from Grantham to Lebanon would traverse the West Side Trunk Line.

to show the recommendations of the committee, and dotted lines to show alternatives where such exist.

Respectfully submitted,

J. M. GLESSNER.

C. E. TILTON.

JAMES O. GERRY.

Dated at BETHLEHEM, N. H., September 25, 1914.

*To His Excellency, the Governor of New Hampshire, and the Honorable Council:*

The Commissioners appointed by you for the purpose of meeting and conferring with the Commissioners from the State of Vermont as to the subject matters dependent upon the divisional line between the two states, submit the following report in relation thereto:

The members of this Commission met the Vermont Commission in Boston, on the fourth day of November, 1913, to consider and discuss the above subject. At that meeting the Vermont Commissioners claimed that the boundary line between the two states should be the thread or center line of the Connecticut River. But after a lengthy discussion, they finally suggested that the low-water mark on the west side of the river be agreed upon as a compromise. To this proposition, we replied that the movement to have the line established having originated in the Vermont Legislature, and we not having previously known or understood what the State of Vermont claimed, and inasmuch as the west bank of the Connecticut River has always been regarded as the boundary line, we had not given the matter that consideration which it demanded, and that we should desire to make a thorough examination of the matter, as well as of the river itself, in order to determine what reply we should make to their proposition. Consequently, it was decided to postpone the further consideration of the matter until the summer of 1914 so that such examination might be made.

On the 15th day of June, 1914, Judge Chase and Mr.



Albin, of this Commission, met at the bound hereinafter spoken of as marking the southwest corner of New Hampshire and the southeast corner of Vermont, and carefully examined the location and markings of that bound. From that point, they proceeded to inspect every bridge, dam, water power and the banks of the Connecticut River as far north as Hanover, New Hampshire, a distance of some eighty miles as the river runs.

Prior to the early settlement of New Hampshire, Vermont, Massachusetts and New York, the legal ownership of this wilderness vested in the King. Originally, the provinces of New York and New Hampshire adjoined each other, and included what is now known as the State of Vermont, but the boundary between these two provinces had been so indefinitely designated that there arose a serious controversy between New Hampshire and New York as to which of the two provinces the territory now known as the State of Vermont belonged. Conveyances to a very large extent had been made by Governor Wentworth, the Provincial Governor of New Hampshire, of townships within what is now the State of Vermont, and New York claimed a similar right. This controversy between the two provinces was brought before the King and his Privy Council, which was the court of last resort, and on August 20th, 1764, His Majesty, the King of England, with his Privy Council, definitely and for all time settled the line between the two provinces, in these words: "His Majesty, taking the same into consideration, was pleased, with the advice of his Privy Council, to approve of what is therein proposed, and doth accordingly hereby order and declare the western banks of the River Connecticut from where it enters the Province of Massachusetts Bay as far north as the forty-fifth degree of northern latitude to be the boundary line between the said two provinces of New Hampshire and New York." (See Vol. 19, page 540, State Papers of New Hampshire.)

The people inhabiting the territory which now comprises the State of Vermont were determined not to become



a part of the State of New York, but were determined to become an independent state. The controversy became so heated that the matter was taken up by Congress, and on the 20th of August, 1781, upon consideration the question as to the admission of Vermont into the Union, the following resolution was passed:

*"Resolved*, that it be an indispensable preliminary, to the recognition of the independence of the people, inhabiting the territory called Vermont, and their admission into the Federal Union, that they explicitly relinquish all demands of lands or jurisdiction, on the east side of the west bank of Connecticut River, and on the west side of a line beginning at the northwest corner of the State of Massachusetts, thence running twenty miles east of Hudson's River so far as said river runs northeasterly in its general course," etc. (See Williams' History of Vermont, Vol. 2, page 276.)

The Assembly of Vermont met in February following, at Bennington, and on the 22d of February, 1782, the following resolve was passed:

*"Resolved*, that the foregoing recommendation be complied with and that the west banks of Connecticut River and the line beginning at the northwest corner of the State of Massachusetts, thence northward twenty miles east of Hudson's River as specified in the resolutions of Congress in August last, be considered as the east and west boundaries of this state. That this Assembly do hereby relinquish all claims and demands to, and right of jurisdiction in and over any and every district of territory, without said boundary lines; that authenticated copies of this resolution be forthwith officially transmitted to Congress and to the States of New Hampshire and New York respectively." (Williams' History of Vermont, Vol. 2, page 284.)

Williams' History of Vermont is to Vermont what Belknap's History of New Hampshire is to New Hampshire. The first edition of that history was published in 1794, and upon the eighteenth page thereof, he says: "The eastern boundary of Vermont, is formed by the west bank of Connecticut River. This line, following the course of the river,

is about two hundred miles; and is derived from the decree of George the Third. On the 20th of July, 1764, his Majesty ordered and declared: 'The western banks of the river Connecticut, from where it enters the province of Massachusetts Bay, as far north as the forty-fifth degree of northern latitude, to be the boundary line between the two provinces of New Hampshire and New York.'

We find that from said February 22d, 1782, the west bank of the Connecticut River has always been regarded and treated as the boundary line between the states of New Hampshire and Vermont. Our Supreme Court, in opinions, has spoken of the west bank as the dividing line. See *Proprietors of Cornish Bridge v. Richardson*, 8 N. H. 207; *Canterbury v. Boscawen*, 28 N. H. 219; *Crosby v. Hanover*, 36 N. H. 413. And in the Windsor, Vermont, County Court, "the Court, Judge James Barrett presiding, held that the line was on the west bank of the Connecticut River where vegetation ceases." See Report of the Vermont Bridge Commissioners, September 27th, 1906, to the General Assembly of the State of Vermont, at the October session, 1906, page 35. The New Hampshire legislature has extended the line of towns across the river to the west bank thereof.

At the November, 1830, session of the Vermont Assembly, the following resolution was passed: "*Resolved*, the Governor and Council concurring herein, That his Excellency, the Governor, be and he hereby is authorized to open a correspondence with the executive of the State of New Hampshire, on the subject of the boundary line between this State and New Hampshire, and adopt such measures, in conjunction with the executive of New Hampshire, as he may deem expedient, in order to ascertain the true line between the two states; and that for this purpose, he is empowered to appoint a Commissioner or Commissioners, to meet a Commissioner or Commissioners, who may be appointed, on the part of New Hampshire, to ascertain and agree upon said line; and the line which shall be agreed upon by the Commissioners, as appointed, when ratified by the

governments of Vermont and New Hampshire, shall be and remain the boundary line between the two states.

"Concurred in November 8, 1830."

The Governor of New Hampshire, in due course, received the communication called for by the foregoing resolution, from the Governor of Vermont, and at the following June session of the New Hampshire legislature, presented the same for the consideration of the legislature. After duly considering the same, the legislature passed the following resolution, which is found as chapter 61 of the Session Laws of 1831: "Whereas the executive has communicated to this legislature a resolution of the governor, council and general assembly of the state of Vermont, authorizing his excellency the governor of that state to open a correspondence with the executive of the state of New Hampshire on the subject of the boundary line between the two states, and to adopt such measures in conjunction with the executive of this state as he might deem expedient to ascertain the true line between the two states, and empowering him to appoint a commissioner or commissioners to meet a commissioner or commissioners who should be appointed on the part of this state, to ascertain and agree upon said line and has also communicated a letter from his excellency the governor of Vermont, in which it is represented that 'some difficulty has already occurred and more is anticipated, in determining the true limits of jurisdiction between the two states,' and that the river Connecticut being between the two states may be considered as a great high way common to both for the transportation of their produce to market, and whereas the boundary line as aforesaid has for a great number of years, been so well settled, defined and known, that no doubt has hitherto been entertained or suggested in relation to the same, and the river Connecticut for the whole extent of the line between the two states, conceded to be within the limits and exclusive jurisdiction of the state of New Hampshire. And whereas this legislature is not sufficiently informed of the nature and extent of the difficulty alluded to in the letter of the governor of Vermont to warrant the



appointment of commissioners at the present session, to examine said boundary line, Therefore,

*"Resolved*, by the senate and house of representatives in general court convened, That his excellency the governor be requested to transmit to the executive of the state of Vermont, a copy of this preamble and resolution, and to communicate to the legislature of this state, at the next session, any information he may receive relative to difficulties on the subject of the boundary line aforesaid."

In due course, a copy of the foregoing preamble and resolution adopted by the New Hampshire legislature was forwarded to the state of Vermont, and so far as your commissioners have been able to ascertain, the whole subject matter was dropped by the state of Vermont from that date until the action was taken which came to the attention of the New Hampshire legislature at its 1913 session, leaving the whole subject matter of the boundary line abandoned for a period of something more than eighty years.

In 1893-1900, the legislatures of Massachusetts, New Hampshire and Vermont each created a Commission for the purpose of establishing the northerly line of Massachusetts as between Massachusetts, New Hampshire and Vermont, the same being the southerly line of New Hampshire and the southerly line of Vermont. It became very important to know where the southwest corner of New Hampshire and the southeast corner of Vermont were located on the northerly line of Massachusetts. For this purpose, an extensive investigation was made, covering much time, to ascertain these facts. In the report of the Vermont Commission to His Excellency, the then Governor of Vermont, dated July 25th, 1900, among other things, they reported that a survey was made from a stone bound which was found at the northwest corner of the State of Massachusetts easterly to the Connecticut River, and that near the point where they struck the Connecticut was a brook known as "Little Meadow Brook"; and that "the southeast corner of Vermont and the southwest corner of New Hampshire, on the north line of Massachusetts, was a point two hundred and



sixty-five feet northerly of the mouth of the Little Meadow Brook as it now runs. This point was found to be in line with one drawn east and west from the aforesaid boundary pine (a pine standing on the line between New Hampshire and Massachusetts) to the stone monument recognized as the northwest corner of Massachusetts; and was further verified by a stone post found, after considerable digging, deeply embedded in the sand near the top of the west bank of Connecticut River." Research was made for the purpose of ascertaining by whom and under what circumstances said stone monument was placed there, but they said: "When and by whom the stone post aforesaid was set is simply problematical." However, they came to the conclusion that some ice freshet or jam of logs floating down the river in a freshet had struck this bound and broken it off.

In order to definitely mark what the Commissioners of New Hampshire and Vermont then agreed upon as being the southwest corner of New Hampshire and the southeast corner of Vermont on the northerly line of Massachusetts, so that the point should be permanent and should not thereafter be destroyed by the effect of freshets, they proceeded to mark the location "by a block of masonry six feet square at the bottom and two feet square at the top, constructed of granite stone, well bound and laid in Portland cement. The top stone was cut to true, square, with pyramid shaped top, apex six inches above sides with letters indicating the states cut on the faces thereof, and the stone firmly set in the block of rubble masonry above described, and has a copper bolt projecting a few inches above the apex and extending through said stone into the masonry below. The monument was sunk to a depth of nearly eight feet, the apex of the block being laid with the surface of the river bank at a point where vegetation ceases to grow. It is believed that this monument will remain there permanently, which, if erected above the surface, would be liable to be carried away by freshets. The location of this sunken monument is indicated by a granite shaft placed on the line between Vermont and Massachusetts, on a high bank

five hundred and eighty-two feet to the westward, as a marker; this shaft or monument is two feet square, twelve feet long, is set six feet in the ground supported by cobble stone and cement, and is six feet above the surface, having the names of the commissioners and engineers of the three states cut upon its north, east and south sides, and upon the west side as inscription showing that it was erected by the states of Massachusetts, New Hampshire and Vermont in 1897, as a marker, giving the direction to the corner bound, distance, course, latitude, longitude, etc."

We have largely quoted from the report of the Vermont Commissioners to his Excellency, the Governor of Vermont, to show the fact that the commissioners at that time understood that the high-water mark on the west bank of the river was the boundary line between New Hampshire and Vermont, and not a point east of the west bank which would be known as the low-water mark of the Connecticut River.

The New Hampshire Commission reported to the then Governor of New Hampshire that they had found that "the southwest corner of New Hampshire and the southeast corner of Vermont, is a point on the west bank of the Connecticut River . . . at the line where vegetation ceases, and it was difficult to place a suitable monument, that should always be visible, at this precise point, owing to the great variations in the level of the river at different seasons of the year, without incurring a large and useless expense." They then proceeded to describe the monuments placed in the bank of the river, and also upon the higher ground, in the same way as described in the Vermont Commissioners' report, as above stated, and closed by saying: "Thus the state corner was permanently marked at a comparatively small expense, the contracts being made and the work done under the intelligent direction of the Hon. Kittredge Haskins of the Vermont Commission."

The report of the New Hampshire Commissioners was considered by the New Hampshire legislature at its 1901 session, chapter 115, in which it was provided, at the end of section one, as follows: "The southwest corner of New

Hampshire and southeast corner of Vermont are marked by a copper bolt, in the apex of a granite block set upon a stone pier and sunk in the shore of the western bank of the Connecticut River, and its location designated by a large polished granite monument, five hundred and eighty-two feet distant on the western bank of the river above high-water mark, and marked on the north, south and east sides with the name of the commissioners and surveyors of the three states. On the west side the distance and direction to and description of said corner is given, with the latitude and longitude of the same."

The action of the General Assembly of Vermont at its 1900 session, when it came to consider the report of its Commissioners upon this subject, is found in the last part of the first section of chapter 137 of its Session Laws of 1900. Almost identically the same language was used by it as was used by the New Hampshire legislature, namely: "The southwest corner of New Hampshire and the southeast corner of Vermont is marked by a copper bolt in the apex of a granite monument set upon a stone pier and sunk in the shore of the western bank of the Connecticut River and its location designated by a large polished granite monument five hundred and eighty-two feet distant on the western bank of the river above high-water mark, and marked with the names of the commissioners and surveyors of the three states, on the north, south and east sides. On the west side the distance and direction to and description of said corner are given with the latitude and longitude of the same."

Manifestly, it was the intention of the King and his Privy Council, when he made the decree of 1764, above referred to, to put the entire Connecticut River into the Province of New Hampshire, and to allow that part of the Province of New York which is now the State of Vermont to come to it, but to acquire no part or interest in the river itself.

The high-water mark of a river is its normal limit; when it rises above that, it is at its freshet stage and has exceeded



its natural limits. This mark or line is always indicated by the line along its shores where non-aquatic vegetation begins to grow as one comes up the bank from the water, or by other well-defined indications, which are easily recognized.

This rule has been established by our Supreme Court in *Dow v. Electric Company*, 69 N. H. page 498, in which the Court, Mr. Justice Wallace, says: "The high-water mark on fresh water rivers is not the highest point to which the stream rises in times of freshets, but is 'the line which the river impresses upon the soil by covering it for sufficient periods to deprive it of vegetation and to destroy its value for agriculture.'" The same rule is laid down in Gould on Waters, section 45; in *Howard v. Ingersoll*, 13 Howard 381; and other cases cited in the above opinion.

The case of *Howard v. Ingersoll*, 13 Howard 381, is a very interesting case, and is decisive as to where upon the west bank of the Connecticut River the boundary line between New Hampshire and Vermont is. By the King's decree the Province of Georgia was to extend westerly to the Mississippi River, but after the Revolution, Georgia ceded its unsettled territory, to wit, all that portion lying between the Mississippi River and the Chattahoochee River to the United States, and out of this ceded territory were created the states of Alabama and Mississippi. The material part of the Georgia cession to the United States is as follows: "The State of Georgia cedes to the United States all the right, title and claim, which the said State has to the jurisdiction and soil of all the lands situated within the boundaries of the United States, south of the State of Tennessee, and west of a line beginning on the western bank of the Chattahoochee River, where the same crosses the boundary line between the United States and Spain, running thence up the said River Chattahoochee and along the western bank thereof, to the great bend thereof, next above the place where a certain creek or river called Uchee empties into the said Chattahoochee River," etc. The material part of this cession for our consideration are the words:



"Running thence up the said River Chattahoochee and along the western bank thereof," because the western bank is thereby made the westerly boundary line of Georgia the same as the western boundary of New Hampshire is the west bank of the Connecticut River. This litigation raised the question whether the boundary line between Georgia and Alabama was low-water mark on the west bank of the Chattahoochee River or at some other point on the west bank. Upon the evidence, the Court in Alabama "charged the jury, that one passing from Georgia to Alabama, across the Chattahoochee River, at ordinary low water, would be upon the bank as soon as he left the water on the western side, although an inappreciable distance from the water, and that the line described in the treaty of cession from Georgia to the United States as running up said river and along the western bank thereof, is the line impressed upon the land by ordinary low water." To this ruling, the plaintiff excepted, and the question came up to the Supreme Court of the United States for determination of the same.

In a long and ably written opinion, from which we can only take an abstract, the Court said: "The call is for the bank, the fast land which confines the water of the river in its channel or bed in its whole width, that is to be the line. The bank or the slope from the bluff or perpendicular of the bank may not be reached by the water for two thirds of the year; still, the water line impressed upon the bank above the slope is the line required by the commissioners, and the shore of the river, though left dry for any time, and but occasionally covered by water in any stage of it to the bank, was retained by Georgia as the river up to that line. Wherever it may be found, it is a part of the State of Georgia, and not a part of Alabama. Both banks and bed are to be ascertained by inspection, and the line is where the action of the water has permanently marked itself upon the soil. Wherever that line may be, is to be determined in each trial at law by the jury upon proofs, the jury being instructed by the court that the bed of the

river, wherever that may be, belongs to Georgia, whether it extends at certain points to the face of the bank, where, from the perennial flow of the water there is no margin, or to other points where there is. We must reject, altogether, the attempt to trace the line by either ordinary low water or low water."

This line to which the Court refers has been held by our Supreme Court in *Dow v. Electric Company*, above cited, to be high-water mark.

In *Maryland v. West Virginia*, 217 United States Reports, page one, the question presented for the determination of the Court was the location of the boundary line between Maryland and Georgia, Maryland being upon the northerly side of the Potomac River and West Virginia upon the southerly side. West Virginia claimed that the true boundary line long established and recognized was the north bank of the Potomac River from above Harpers Ferry to what is known as the "Fairfax Stone." Maryland claimed that under the charter granted by King Charles I, June 20, 1632, to Lord Baltimore, the entire river was in Maryland and that the boundary line was along the southerly bank of that river. The territory granted to Lord Baltimore subsequently became the State of Maryland. The portion of the King's grant material to this consideration is as follows: "Going from the said estuary called Delaware Bay in a right line in the degree aforesaid to the true meridian of the first fountain of the river Potomac, then tending downward towards the south to the farther bank of the said river and following it to where it faces the western and southern coasts as far as to a certain place called Cinquack situate near the mouth of the same river," etc. The material part of the above quotation for our consideration is covered by the language: "Then tending downwards toward the mouth to the farther bank of the said river and following it to where it faces the western and southern coasts as far as to a certain place called Cinquack."

King Charles I by this grant made the southerly bank of the Potomac the south line of the territory deeded to Lord

Baltimore, the same as the King by his decree made the west bank of the Connecticut River the boundary line between New Hampshire and New York, and consequently when the grant to Lord Baltimore became the State of Maryland, it carried the Maryland line along the southerly bank of the Potomac River. In delivering the opinion, the Court, Mr. Justice Day, cited with approval *Howard v. Ingersoll*, above referred to, and also *Morris v. United States*, 174 United States Reports, page 196, from the opinion in which, delivered by Mr. Justice Shiras, Mr. Justice Day quoted the following: "We agree with the conclusion of the court below, that, upon all the evidence, the charter granted to Lord Baltimore by Charles I in 1632, of the territory known as the province of Maryland, embraced the Potomac River and soil under it, and the islands therein, to high-water mark on the southern or Virginia shore." In *Maryland v. West Virginia*, the Court said: "The State of West Virginia is not, as against the State of Maryland, entitled to the Potomac River to the north bank thereof; her title runs only to high-water mark on the West Virginia shore."

From the foregoing citations, we find that in each of the three cases adjudicated by the United States Supreme Court, where the boundary line ran along the bank of a river, the Court held that the high-water mark of the river bank was the true boundary line, namely, *Howard v. Ingersoll*, 13 How. 381; *Morris v. United States*, 174 U. S. 196; *Maryland v. West Virginia*, 217 U. S. 1. It is also interesting to note that the Court in *Maryland v. West Virginia*, approvingly quotes from Mr. Justice Field's opinion in *Virginia v. Tennessee*, 148 U. S. 503, as follows: "A boundary line between states or provinces, as between private persons, which has been run out, located and marked upon the earth, and afterwards recognized and acquiesced in by the parties for a long course of years, is conclusive, even if it be ascertained that it varies somewhat from the courses given in the original grant; and the line so established takes



effect, not as an alienation of territory, but as a definition of the true and ancient boundary."

We have a boundary line established by the King in 1764; agreed to by the Vermont Assembly as a condition of Vermont's admission into the Union; by its legislature in establishing the southeast corner of that state; by its Trial Justice, Judge Barrett; by its State Historians; by the legislature of New Hampshire, in establishing the southwest corner of the state; by the Supreme Court of New Hampshire; and by the passage of the Resolution of 1830 by Vermont, and after receiving the reply of the New Hampshire in 1831, abandoning the whole subject matter from that date to the present time, a period of more than eighty years, which presents a case on all fours with what Mr. Justice Field lays down as the rule to be applied to cases of this kind, in *Virginia v. Tennessee*, above cited. Therefore, relying upon the holdings of the United States Supreme Court, above cited, your Commissioners replied to the proposition of the Vermont Commission to make low-water mark the line, that it could not agree to that, but would report to Your Excellency and the Honorable Council, the propriety of making the high-water mark for the entire length of the Connecticut River, the boundary line between New Hampshire and Vermont. In answer to our proposition, the Chairman of the Vermont Commission replied by letter, on September 15, 1914, as follows:

"ST. JOHNSBURY, VT., September 15, 1914.

"Hon. John H. Albin,  
Concord, N. H.

"SIR:

"I have the honor to suggest to you that a remark which you dropped yesterday leads me to think that it would be futile for our Commission to attempt to solve the boundary line question. You may remember that at the meeting at Concord, after suggesting the establishment of the boundary line at the middle of the Connecticut, and after some talk about establishing it at low-water mark on the west

side of the river, your Commission stated in terms that you could not consider a proposition for establishing the line in the middle of the river, but that the low-water mark line might be considered, and that in that connection our Commission remarked to you that it would be useless to talk about any line farther west than low-water mark on the Connecticut. Yesterday after speaking of the examination made by you and Judge Chase, I understood you to say that you could not quite come to the low-water mark, and that your Commission had quite settled views on the matter and that you might attempt to agree upon some line between high-water mark and low-water mark, something like what is known as the 'vegetation growth line.' If this is the settled view of your Commission, and you have fully determined not to agree upon a line so far east as low-water mark, our Commission feels that it would be a useless expenditure of time and money to continue the negotiations, because we are all agreed that we will not recommend the establishment of any line west of low-water mark on the Connecticut.

"I am writing you thus plainly to avoid all misunderstanding upon this subject, and I will be glad to have you advise me at your early convenience,—first, as to whether my understanding of the situation is correct, and secondly, whether you deem it, in view of the conditions, profitable to further continue our negotiations.

"I am, sir, with highest respect,

"Very truly yours,

(Signed) ALEXANDER DUNNETT."

To make low-water mark the dividing line would be to entirely ignore the west bank of the Connecticut River, which from 1764 down to the present time has always been considered as the boundary line between the two states.

The chairman of the Vermont Commission, in conference, stated at one time during the summer of 1914 he measured the distance from the bound established by the New Hampshire and Vermont Commissions as the southwest corner

of New Hampshire and the southeast corner of Vermont, to the edge of the water in the river, and found it was a distance of eleven feet.

Adopting the low-water mark as the boundary line would throw so much of the railroad bridges and toll bridges which have been built across the Connecticut River, and which are now taxed in New Hampshire, into the State of Vermont, and not only that, but we are informed that extensive developments are to be made in the river in the near future at different points between New Hampshire and Vermont, and the line suggested would carry so much more taxable property into Vermont which should properly come into New Hampshire. The legislatures of New Hampshire and Vermont have solemnly agreed with each other that the bound established on the Massachusetts line by the Commissioners of the two states is an absolute bound between the states at that point, and by such action the line at that point has become fixed and established. If the low-water mark was adopted as the boundary line from that point north, the situation would be anomalous. At the Massachusetts line the boundary would be at high-water mark; elsewhere it would be at low-water mark. Where would it swing down from high-water mark to low-water mark? Would the Vermont legislature ever have agreed that the high-water mark was the proper bound for the southeast corner of Vermont at the Massachusetts line, unless it was satisfied that the Vermont Commissioners had come to a correct conclusion as to where the boundary line actually existed? Besides all this, there is a certain amount of sentiment attached to the fact that in 1764 the King of England and his Privy Council made the west bank of the Connecticut River the line, and that it has always been considered and recognized as such from that time down to the present, not only by the people of New Hampshire but by the people of Vermont as well.

For these reasons, the following letter was sent to the chairman of the Vermont Commission, in reply to his letter of September 15:



"CONCORD, N. H., September 22nd, 1914.

"*Hon. Alexander Dunnnett,  
St. Johnsbury, Vt.*

"SIR:

"Replying to yours of the 15th inst. I will say that our Commission has always claimed that the west bank of the Connecticut River is the line between New Hampshire and Vermont and that New Hampshire's rights extended to the top of the bank of that river. At our meeting in Boston, your Commission claimed the center of the river to be the line; but proposed that the low-water mark be agreed upon as the line. At that time none of our Commission had given the matter any thought or made any investigation. Later we proposed as a compromise that the high-water mark be agreed upon by our respective Commissions. This proposition you said your Commission would not consider and I replied that our Commission would not agree to low-water mark. If your Commission really intend to insist upon making low-water mark the line I feel compelled to say that we cannot agree; we cannot recommend that as the line to be adopted; or any other line east of the high-water mark, which we understand to be the well-defined line where non-aquatic vegetation grows as one passes up the west bank of the river.

"Regretting that this difference exists between our respective Commissions, I am, Sir, with great respect,

"Yours very truly,

(Signed) J. H. ALBIN,  
*For the N. H. Commission.*"

We believe that the bound established at the southwest corner of New Hampshire and the southeast corner of Vermont on the Massachusetts line should be extended for the entire length of the Connecticut River, and indicated by suitable monuments or markers, which would give to New Hampshire the entire river in its natural and normal condition, and that the claim thereto should be recognized and enforced by New Hampshire.

We are informed that surveys are now being made at different points along the Connecticut River looking toward very early developments, especially at and about the Fifteen Mile Falls, so-called. We believe that immediate steps should be taken to locate the boundary line at these points so that its true location can be determined and the rights of New Hampshire protected. After changes have been made in the river banks by improvements made in the river, it will be very difficult to ascertain the location of the high-water mark at these points, and New Hampshire might be the loser thereby.

Respectfully submitted,

J. H. ALBIN.

WM. M. CHASE.

CHARLES J. O'NEILL.

On motion of Senator Howard, the Senate adjourned.

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THURSDAY, JANUARY 14, 1915.

The Senate met according to adjournment. The reading of the journal having been commenced, on motion of Senator Martin, the rules were so far suspended that its further reading was dispensed with.

#### COMMITTEE REPORTS.

The following report from the Special Committee on Assignment of Rooms was accepted and adopted.

The Special Committee on Assignment of Rooms to the several committees of the Senate report the following assignments:

On the Judiciary, Attorney-General's office.

On Revision of the Laws, License Commission room.

On Railroads, room 9.

On Banks, Bank Commissioner's office.

On Finance, room 7.

On Agriculture, Board of Agriculture office.

On Education, office of Superintendent of Public Instruction.

On Incorporations, room 6.

On Military Affairs, Adjutant-General's office.

On Claims, room 9.

On Towns and Parishes, office of Editor of State Papers.

On Roads, Bridges and Canals, room 6.

On State Prison and Industrial School, room 8.

On Elections, General Committee room.

On State Hospital, room 8.

On Labor, Labor Commissioner's office.

On Manufactures, room 6.

On Soldiers' Home, G. A. R. headquarters.

On Fishery and Game, Fish and Game Commission office.

On Public Health, office of Board of Public Health.

On Forestry, office of Board of Charities and Correction.

On Public Improvement, office of Board of Charities and Correction.

On School for Feeble-Minded, room 8.

On Rules, General Committee room.

#### JOINT STANDING COMMITTEES.

On Engrossed Bills, office of Secretary of State.

On State Library, room 7.

On State House and State House Yard, room 7.

On Joint Rules, General Committee room.

HERBERT PERKINS,

*For the Committee.*

#### NOTICE OF BILLS.

Senator Smith gave notice that on tomorrow or some subsequent day, he would ask leave to introduce a bill entitled, An act in amendment of section 5, chapter 43 of the Public Statutes, relating to the choice of selectmen.

#### INTRODUCTION OF BILLS.

Agreeably to previous notice, Senator Woodbury introduced the following entitled bill. On motion of the same



senator, the rules were suspended and the bill was read a first and second time by its title, laid on the table to be printed and referred to the Committee on Education.

Senate Bill No. 4, An act to increase the efficiency of the public schools of the state by granting pensions to retired teachers of long service.

Agreeably to previous notice, Senator Martin introduced the following entitled bill, which was read a first and second time, laid on the table to be printed and referred to the Committee on Revision of the Laws:

Senate Bill No. 5, An act in amendment of chapter 76 of the Public Statutes, relating to damages happening in the use of highways, as amended by chapter 19, Laws 1913.

On motion of Senator Martin, the bill was referred to the Committee on Judiciary.

The following message was received from the House of Representatives by its clerk:

HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has passed the following concurrent resolution, in the passage of which it asks the concurrence of the Honorable Senate:

*Resolved by the House of Representatives, the Senate concurring:*

That WHEREAS there is now pending in the United States Senate measures looking to the solution of the New England railroad problem; therefore

*Be it Resolved*, The Senate concurring, that it is the sense of this Legislature that our national and state governments should exhaust every legal source to recover the millions of dollars diverted from our New England railroads, and that copies of this resolution be forwarded to our senators and representatives in Congress.

The question being stated,

Shall the Senate concur with the House of Representatives?

Senator Danforth moved that the resolution be indefinitely postponed.

(Discussion ensued.)

The question being stated,

Shall the Senate indefinitely postpone the concurrent resolution?

The affirmative prevailed on a *viva voce* vote.

Senator Woodbury called for the ayes and nays.

The following named senators voted in the affirmative:

Senators Bailey, Shannon, Clark, Kinney, Danforth, Cain, Smith, Howard, Lucier, Weeks, Martin, Marcotte, Varney, Mathes, Whiting.

The following named senators voted in the negative:

Senators Crossman, Woodbury, Shirley, Musgrove, Kenney, Wagner, Perkins.

Fifteen senators having voted in the affirmative and seven senators having voted in the negative, the motion to indefinitely postpone prevailed and the Senate refused to concur with the House of Representatives.

On motion of Senator Shannon, the State adjourned.

#### AFTERNOON.

On motion of Senator Perkins, the following resolution was adopted:

*Resolved*, That when the Senate adjourns this afternoon, it adjourn to meet tomorrow morning at 9.30 o'clock, and when it adjourns Friday morning it be to meet Monday evening at 7.30 o'clock.

On motion of Senator Cain, the following resolution was adopted:

*Resolved*, That the clerk of the Senate procure six copies of Hon. William M. Chase's Revised Edition of the Public Statutes, together with six copies of the Supplement thereto and three copies of the Session Laws for each of the sessions of the Legislature for the years 1901, 1903, 1905, 1907, 1909, 1911 and 1913; two copies of said Statutes and two copies

of said Supplement and one set of said Session Laws to be for the use of the Judiciary Committee, three copies of said Statutes, three copies of said Supplement and one set of said Session Laws to be for the use of the Committee on Revision of the Laws, and one copy of said Statutes, one copy of said Supplement and one set of said Session Laws for the use of the clerk of the Senate.

## NOTICE OF BILLS.

Senator Kenney gave notice that on tomorrow or some subsequent day, he would ask leave to introduce a bill entitled, An act to promote the public health by providing for one day of rest in seven for employees in certain employments.

On motion of Senator Lucier, the Senator adjourned.

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FRIDAY, JANUARY 15, 1915.

The Senate met according to adjournment.

Senator Danforth, having assumed the chair, read the following communication:

MANCHESTER, N. H., January 15, 1915.

*Senator Danforth:*

Please preside for me at today's session of the New Hampshire Senate and oblige,

GEORGE I. HASELTON,  
*President.*

The reading of the journal having been commenced, on motion of Senator Martin, the rules were so far suspended that its further reading was dispensed with.

On motion of Senator Martin, the Senate adjourned.



MONDAY, JANUARY 18, 1915.

The Senate met according to adjournment.

Senator Danforth, having assumed the chair, read the following communication:

MANCHESTER, N. H., January 18, 1915.

*Senator Danforth:*

Please preside for me at tonight's session of the New Hampshire Senate and oblige,

GEORGE I. HASELTON,  
*President.*

The journal was read and approved.

MESSAGE FROM HIS EXCELLENCY, THE GOVERNOR.

The following message was received from His Excellency, the Governor, by the Honorable Edward N. Pearson, secretary of state.

## STATE OF NEW HAMPSHIRE.

### EXECUTIVE DEPARTMENT.

CONCORD, January 18, 1915.

*To the Honorable Senate:*

I hereby transmit a copy of a supplemental report of the Boundary Line Commission in relation to the toll bridges now existing between the State of New Hampshire and the State of Vermont over the Connecticut river.

ROLLAND H. SPAULDING,  
*Governor.*

*To His Excellency, the Governor of New Hampshire, and the Honorable Council:*

The Commissioners appointed agreeably to the provisions of chapter 247 of the Session Laws of 1913, having submitted a report in relation to the boundary line between the State of New Hampshire and the State of Vermont,

hereby submit a supplementary report in relation to the toll bridges now existing between said states over the Connecticut River, which subject matter was also referred to said Commissioners.

The New Hampshire Legislature, at its 1905 session, passed an act entitled: "An act to create a Bridge Commission," which is known as chapter 119 of the Session Laws of 1905. In accordance with the provisions of that act Hon. Daniel Hall, of Dover, Hon. A. W. Sulloway, of Franklin, and Hon. E. J. Tenney, of Claremont, were appointed Commissioners. At the same time, a like Commission was created by the Legislature of Vermont, and Hon. Gilbert A. Davis, of Windsor, Vt., Mr. George O. Ford, and Mr. James B. Seaver were appointed Commissioners. The Vermont Commission and the New Hampshire Commission, acting in conjunction, made a thorough and extensive investigation of the whole subject matter, by visiting every toll bridge and by holding public meetings in all the border towns where there were toll bridges, which meetings were very largely attended and by means of which they obtained very valuable information as to the effect of the toll bridges upon the business and social interests of the two states. Under date of December 31, 1906, the New Hampshire Commission made an elaborate report to the New Hampshire Legislature of 1907, which we believe merits careful attention. The Vermont Commission at the same time made an equally elaborate report to the Vermont Legislature.

The State of Vermont is fully alive to the importance of this subject, and its Legislature passed an act which was approved February 20, 1913, entitled: "An act relating to toll bridges between Vermont and New Hampshire," of which the following is a copy:

"It is hereby enacted by the General Assembly of the State of Vermont:

"SECTION 1. The Governor is hereby authorized to appoint three commissioners to act in conjunction with a like

commissioner of the State of New Hampshire, whose duty shall be to consider questions relating to the freeing of any or all toll bridges between the State of Vermont and the State of New Hampshire, and to ascertain the cost of freeing such bridges, the number of the same and where located.

"SECT. 2. Said commission with the approval of the governor shall have power to agree with such New Hampshire Commissioner as to the division of the expense of freeing any or all of the toll bridges now existing between said states; and in case such agreement is made shall, with the approval of the governor, expend not to exceed \$10,000 in any one year for such purpose, which sum is hereby appropriated subject to the conditions of this act.

"SECT. 3. Said commission shall have the same power to take land or property for the purpose of this act as is given in chapter 170 of the Public Statutes.

"SECT. 4. The auditor of accounts shall draw orders for such sums as may be required to pay the expenses and awards of such commission when approved by the governor.

"SECT. 5. Said commission shall make a report to the General Assembly of 1914 and shall include therein an account of all moneys expended, and such other matters as said commission shall deem pertinent.

"SECT. 6. The commission herein provided for shall serve without pay but shall be allowed their necessary expenses to be approved by the governor.

"SECT. 7. This act shall take effect from its passage.

"(Approved February 20, 1913.)"

In accordance with the foregoing act, the Governor of Vermont appointed a Commission consisting of Hon. Gilbert A. Davis of Windsor, Vt., John G. Roy of East Barnet, Vt., and Hon. Albion N. Bell of South Lunenburg, Vt.

We have had several meetings with the Vermont Commissioners at which the subject of freeing the toll bridges has been discussed and various efforts made to ascertain what could be accomplished in that direction. Among other things, we have considered the provisions of chapter



139, of the Session Laws of 1913 entitled: "An act to provide a way to free toll bridges," and a petition has been presented under that act to the County Commissioners of Grafton County, who, as we are informed, some months ago called upon the County Solicitor of that county and requested him to procure an opinion from the Attorney-General of New Hampshire as to whether that act gave the County Commissioners sufficient power to accomplish what the petition called for, but up to the present time, the Attorney-General's opinion has not been furnished to the County Commissioners. For that reason, they hesitate to proceed under the petition, and nothing has been accomplished. This act does not seem to harmonize with the act passed by the Vermont Legislature, hereinbefore quoted.

Between the States of Vermont and New Hampshire, there are eight toll bridges, of which two are in Sullivan County and the remaining number in Grafton and Coos Counties, situated as follows: Between Springfield, Vt. and Charlestown, N. H.; Windsor, Vt. and Cornish, N. H.; Wells River, Vt. and Woodsville, N. H.; McIndoes Falls, Vt. and Monroe, N. H.; Guildhall, Vt. and Northumberland, N. H.; Lemington, Vt. and Columbia, N. H.; Waterford, Vt. and Littleton, N. H.; and Barnet, Vt. and Monroe, N. H. Between the inhabitants of that portion of these counties lying adjacent to the Connecticut River and the inhabitants of the corresponding sections in Vermont, there are extensive and intimate business and social relations which are seriously interfered with by reason of the bridges over the river being toll bridges, to say nothing of the inconvenience to the very large amount of travel by summer tourists between and through the two states. The existence of these toll bridges in Grafton and Coos Counties especially has become a matter of serious complaint, particularly during the tourist season. We heartily concur with the Commission of 1905, who say on page 37 of their report: "But with the growth of the population and business of the country, the vast increase of its wealth, and particularly of its travel consequent upon the improved

means of locomotion, almost every bridge across the river has become a great thoroughfare, not only facilitating the business and intercourse of two or three towns in its neighborhood, but accommodating the phenomenal travel of these states and the whole country. The toll-bridge has become therefore an anachronism, a relic of barbarism, and a nuisance. So vexatious to the general public have become these artificial barriers, these antiquated hindrances to the freedom of intercourse, which is now bringing mankind so close together, that the word has gone forth that the toll-bridge must go. It is a singular fact that it appears to linger longest in the most enlightened, civilized, and busy part of the world."

As is well known, it has become the settled policy of New Hampshire to make its highways safe and attractive for the purpose of facilitating the convenience of its citizens in going from place to place for business, as well as for social and summer travel purposes, to such an extent that we find ourselves building state roads throughout the entire length and breadth of the state, largely at the state's expense, a policy which the citizens of the state seem to fully appreciate. In practice, it has been found that this brings large numbers of people from other states into New Hampshire to spend their vacations, thereby enabling nearly every village to maintain an attractive hotel which never existed before, and has tended to furnish a ready and desirable home market for the farmer wherein he can dispose of his farm products at and near his home at a remunerative price. The freeing of the toll bridges is but a culmination of this highway policy.

The Vermont Commission are disposed to deal fairly with New Hampshire in reference to freeing the toll bridges over the Connecticut River, but no one representing New Hampshire has authority to act in the matter.

From the investigation which we have made, we find that no two bridges upon the river present the same conditions. They are different in cost, different in the amount of travel that passes over them, different in the extent to which they

convene the people, different in the condition and state of repair in which they are kept. We therefore believe that in making agreements with the State of Vermont, each bridge should be adjudged upon its own merits, taking into consideration not only its accommodation to the public, but the extent to which either side of the river is benefited by making the bridge free. Any arbitrary rule covering all the bridges as a unit, we believe cannot equitably be adopted in justice to either Vermont or New Hampshire. We also are satisfied that the sections of the state specially benefited by the making of any bridge free should bear a part of the expense of freeing the same.

In order to accomplish the results which we deem so important, we herewith accompany this report with an act which, if passed by the Legislature, we believe will harmonize with the Vermont statute, and will fully and economically accomplish the desired results. It enables a Commission, to be appointed by the Governor with the advice of the Council, to purchase the toll bridges jointly with the Vermont Commission, provided the same can be had at a price regarded as reasonable and right, and also to agree with the Vermont Commission as to the permanent maintenance of the same; but if the same cannot be obtained from the bridge owners at a reasonable price, it provides a speedy and inexpensive way of obtaining the same by the right of eminent domain.

We have furnished the Vermont Commission with a copy of this act with a view of enabling them to obtain further legislation if they should deem it necessary in order to secure effective co-operation between the states.

Respectfully submitted,

WM. M. CHASE.

J. H. ALBIN.

CHARLES J. O'NEILL.



## THE STATE OF NEW HAMPSHIRE.

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IN THE YEAR OF OUR LORD ONE THOUSAND NINE HUNDRED  
AND FIFTEEN.

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## AN ACT

Relating to Toll Bridges between this and Adjoining States.  
*Be it enacted by the Senate and House of Representatives in  
General Court convened:*

SECTION 1. The Governor and Council shall appoint a commission consisting of three members, to be known as The Interstate Toll Bridge Commission, to hold office for six years or until such earlier date when the last toll bridge existing between this and any adjoining state shall be made public and free from the exaction of tolls. If a vacancy in the commission occurs from any cause, the Governor and Council shall appoint a person to fill the vacancy. The members shall be sworn to the faithful performance of their duties before entering upon the discharge of the same.

SECT. 2. The duties of the Commission shall be to investigate and consider all questions involved in making the toll bridges or any of them between this and an adjoining state, portions of the public highways leading from one state to the other and in their subsequent maintenance; and to negotiate with a commission or other agency of an adjoining state or of any subdivision of such state, having lawful authority in the premises, a plan for freeing such bridges or any one or more of them, and the subsequent maintenance of them. In case of agreement upon a plan for such purpose in respect to any such toll bridge, the commission is authorized and empowered, with the approval of the Governor, to contract on behalf of the state, with the adjoining state acting through a commission or other agency clothed with lawful authority in the premises, for the carrying into effect of such plan, *provided* that all the contracts so made in any one year together shall not require the pay-

ment by this state of an amount exceeding ten thousand dollars.

SECT. 3. If any toll bridge cannot be acquired by contract for the purpose of making it a part of the highway between the two states, as stated in Section 2, the commission acting either by itself on behalf of the state or in conjunction or co-operation with the commission or other agency of the adjoining state, as may be found to be legal and convenient, may take such toll bridge and the appurtenances and franchises pertaining thereto, by filing a description of all the same with each of the town clerks of the towns between which such bridge extends, and shall thereupon file a petition with the County Commissioners of the respective counties in which such towns are situated for an assessment of the damages occasioned by such taking to the owners of such bridge,—such assessment to be made by the two boards of County Commissioners acting as a joint board, if such boards have legal authority so to act, or if the owners of the bridge agree that they may so act, but in the absence of such legal authority and of such agreement, said boards shall act independently and assess the damages occasioned by the taking of the portion of the property situated in their respective counties. In case the assessment is made in the absence of an agreement by the owners of the bridge, and either party is dissatisfied therewith, such party may appeal to the court having jurisdiction of such matters.

SECT. 4. In case the town in this state in which the bridge is partially situated does not agree to contribute such proportion of the cost of freeing the bridge and its subsequent maintenance as the commission is of the opinion that it should, or in case the commission is of the opinion that other towns in this state situated in the vicinity of the bridge or that the county in which the bridge is located ought equitably to contribute toward the cost of freeing the bridge and its subsequent maintenance, and the commission is unable to agree with the town or towns or the county or the authorities thereof upon such contribution or contributions the commission may apply by petition

to the County Commissioners of the county in which such bridge is located for a determination of the amount of such contribution or contributions, who shall give notice of a hearing and hear the parties as prescribed by section 1, chapter 69 of the Public Statutes of New Hampshire, and after such hearing shall determine the question or questions thus submitted and file their report in the office of the Clerk of the Superior Court for said County and such determination so found and reported shall be final and bind all parties affected thereby. The other provisions of said chapter 69 of the Public Statutes, so far as the same is applicable to the proceeding under this act and are not inconsistent herewith shall apply to proceedings under this act. In case the county is a party to such proceeding, notice shall be given to the county solicitor of the county. Towns and counties are authorized and empowered, and it is made their duty to raise and appropriate money for the purposes of this act.

SECT. 5. The money authorized by this act, to be paid by the state, is hereby appropriated for the purposes above mentioned; and the Governor is authorized to draw his warrant therefor from any money in the treasury not otherwise appropriated.

SECT. 6. The members of the commission shall be paid their actual expenses incurred in the course of the performance of their duties; but shall not receive any compensation for their services.

SECT. 7. The commission shall make a report to the Governor in July of each year, showing their doings and a detailed account of their expenditures under the provisions of this act during the preceding fiscal year, and shall annex thereto copies of any contracts entered into by them on behalf of the state during such year. The Governor shall lay such reports before the Legislature at the sessions following the times when they were made.

SECT. 8. All acts and parts of acts inconsistent with this act are hereby repealed, and this act shall take effect upon its passage.

On motion of Senator Shirley, the Senate adjourned.



## TUESDAY, JANUARY 19, 1915.

The Senate met according to adjournment.

The reading of the journal having been commenced, on motion of Senator Cain, the rules were so far suspended that the further reading was dispensed with.

## NOTICES OF BILLS.

Senator Martin gave notice that on tomorrow or some subsequent day, he would ask leave to introduce a bill entitled, An act in amendment of chapter 42, Laws of 1903, entitled "An act to reimburse the town or county for aid furnished paupers."

Senator Lucier gave notice that on tomorrow or some subsequent day, he would ask leave to introduce a bill entitled, An act in amendment of the charter of the city of Nashua.

Senator Howard gave notice that on tomorrow or some subsequent day, he would ask leave to introduce a bill entitled, An act to amend section 9, chapter 31 of the Public Statutes of New Hampshire, relative to the rights and qualifications of voters.

## INTRODUCTION OF BILLS.

Agreeably to previous notice, Senator Smith introduced the following entitled bill, which was read a first and second time, laid on the table to be printed and referred to the Committee on Revision of the Laws:

Senate Bill No. 6, An act in amendment of section 5, chapter 43 of the Public Statutes, relating to the choice of selectmen.

Agreeably to previous notice, Senator Martin introduced the following bill, which was read a first and second time, laid on the table to be printed and referred to the Committee on the Judiciary:

Senate Bill No. 7, An act in amendment of chapter 195 of the Public Statutes, as amended by chapter 113, section 2 of the Laws of 1901, and chapter 14, section 1 of the Laws

of 1905, relating to the rights of husband and wife surviving in the estate of the deceased husband and wife.

Agreeably to previous notice, Senator Kenney introduced the following entitled bill, which was read a first and second time, laid on the table to be printed and referred to the Committee on Labor:

Senate Bill No. 8, An act to promote the public health by providing for one day of rest in seven for employees in certain employments.

(Recess.)

The Senate reassembled.

On motion of Senator Danforth, the Senate adjourned.

## AFTERNOON.

### NOTICES OF BILLS.

Senator Danforth gave notice that on tomorrow or some subsequent day, he would ask leave to introduce a joint resolution, Joint resolution for the erection of a statue of John Langdon.

Senator Varney gave notice that on tomorrow or some subsequent day, he would ask leave to introduce a bill entitled, An act to amend and extend the charter of the Rochester bank.

Senator Kenney gave notice that on tomorrow or some subsequent day, he would ask leave to introduce a bill entitled, An act in amendment of section 4, chapter 359 of the Laws of 1911, entitled "An act to establish a board of public works for the city of Manchester."

On motion of Senator Crossman, the Senate adjourned.

## WEDNESDAY, JANUARY 20, 1915.

The Senate met according to adjournment.

The reading of the journal having been commenced, on motion of Senator Martin, the rules were so far suspended that its further reading was dispensed with.

## NOTICES OF BILLS.

Senator Cain gave notice that on tomorrow or some subsequent day, he would ask leave to introduce a bill entitled An act in amendment of chapter 272 of the Public Statutes, entitled "offenses against chastity."

Senator Wagner gave notice that on tomorrow or some subsequent day, he would ask leave to introduce a bill entitled An act relating to music on Sunday.

Senator Martin gave notice that on tomorrow or some subsequent day, he would ask leave to introduce bills entitled An act relating to actions for personal injuries.

An act relating to injuries upon highways and in amendment of section 1, chapter 59, Laws of 1893.

## INTRODUCTION OF BILLS.

Agreeably to previous notice, Senator Varney introduced the following entitled bill, which was read a first and second time, laid on the table to be printed and referred to the Committee on Banks:

Senate Bill No. 9, An act to amend and extend the charter of the Rochester bank.

Agreeably to previous notice, Senator Kenney introduced the following entitled bill, which was read a first and second time, laid on the table to be printed and referred to the Committee on Revision of the Laws:

Senate Bill No. 10, An act in amendment of section 4, chapter 359 of the Laws of 1911, entitled "An act to establish a board of public works for the city of Manchester."

On motion of Senator Kenney the bill was referred to a special committee consisting of the senators from Manchester.



Agreeably to previous notice, Senator Danforth introduced the following joint resolution, which was read a first and second time, laid on the table to be printed and referred to the Committee on Finance:

Senate Joint Resolution No. 1, Joint resolution for the erection of a statue of John Langdon.

The following message was received from the House of Representatives by its clerk:

HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has passed the following concurrent resolution, in the passage of which it asks the concurrence of the Honorable Senate:

*Resolved*, That the Honorable Senate be notified that the House of Representatives will be ready to meet the Senate in convention at 12 o'clock noon today for the purpose of proceeding to the election of a secretary of state, state treasurer and commissary-general.

The message further announced that the House of Representatives had passed the following concurrent resolution, in the passage of which it asks the concurrence of the Honorable Senate:

*Resolved*, by the House of Representatives, the Senate concurring, that the joint committee on engrossed bills be authorized to employ a clerk.

On motion of Senator Bailey, the Senate concurred with the House of Representatives in the following resolution:

*Resolved*, That the Honorable Senate be notified that the House of Representatives will be ready to meet the Senate in convention at 12 o'clock noon today for the purpose of proceeding to the election of a secretary of state, state treasurer and commissary-general.

On motion of Senator Cain, the following concurrent resolution sent up from the House of Representatives was laid upon the table and made a special order for two o'clock this afternoon:

*Resolved*, by the House of Representatives, the Senate

concurring, that the joint committee on engrossed bills be authorized to employ a clerk.

#### LEAVES OF ABSENCE.

Leaves of absence were granted Senators Lucier and Marcotte for the day on account of important business.

Leave of absence was granted Senator Whiting for the day on account of illness.

(Recess.)

Upon reassembling, the Senate met the House of Representatives in joint convention.

(See House Proceedings.)

Upon returning to the Senate chamber, on motion of Senator Smith, the Senate adjourned.

#### AFTERNOON.

##### SPECIAL ORDER.

Senator Cain called for the special order, it being House concurrent resolution.

*Resolved*, by the House of Representatives, the Senate concurring, that the joint committee on engrossed bills be authorized to employ a clerk.

The question being,

Shall the Senate concur with the House of Representatives?

The affirmative prevailed on a *viva voce* vote.

##### INTRODUCTION OF BILLS.

Agreeably to previous notice, Senator Howard introduced the following entitled bill, which was read a first and second time, laid on the table to be printed and referred to the Committee on Revision of the Laws.

Senate Bill No. 11, An act to amend section 9 of chapter 31 of the Public Statutes of New Hampshire relative to the rights and qualifications of voters.

Agreeably to previous notice, Senator Martin introduced the following entitled bill which was read a first and second time, laid on the table to be printed and referred to the Committee on Revision of the Laws.

Senate Bill No. 12, An act in amendment of chapter 42, Laws of 1903, entitled "An act to reimburse the town or county for aid furnished paupers."

On motion of Senator Musgrove, the Senate adjourned.

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THURSDAY, JANUARY 21, 1915.

The Senate met according to adjournment.

The reading of the journal having been commenced, on motion of Senator Cain, the rules were so far suspended that its further reading was dispensed with.

NOTICES OF BILLS.

Senator Cain gave notice that on tomorrow or some subsequent day, he would ask leave to introduce a bill entitled, An act in relation to the fish and game commission.

Senator Varney gave notice that on tomorrow or some subsequent day, he would ask leave to introduce a bill entitled, An act relating to the exemption from taxation of the property of Lizzie D. Sanders estate in Rochester.

Senator Varney gave notice that on tomorrow or some subsequent day, he would ask leave to introduce joint resolutions:

Joint resolution in favor of John N. Haines.

Joint resolution relating to municipal finance and accounts.

Senator Martin gave notice that on tomorrow or some subsequent day, he would ask leave to introduce a bill entitled, An act to close a part of Contoocook river to fishing through the ice for the term of five years.



## LEAVES OF ABSENCE.

Leave of absence was granted Senator Whiting for the day on account of illness.

Leave of absence was granted Senator Lucier for the day on account of important business.

## INTRODUCTION OF BILLS.

Agreeably to previous notice, Senator Cain introduced the following bill, which was read a first and second time, laid on the table to be printed and referred to the Committee on Judiciary:

Senate Bill No. 13, An act in amendment of chapter 272 of the Public Statutes, entitled "offenses against chastity."

Agreeably to previous notice, Senator Wagner introduced the following bill, which was read a first and second time, laid on the table to be printed and referred to the Committee on Revision of the Laws:

Senate Bill No. 14, An act relating to music on Sunday.

Agreeably to previous notice, Senator Martin introduced the following bills, which were read a first and second time, laid on the table to be printed and referred to the Committee on the Judiciary:

Senate Bill No. 15, An act relating to injuries upon highways, and in amendment of section 1, chapter 59 of the Laws of 1893.

Senate Bill No. 16, An act relating to actions for personal injuries.

The following report from the Joint Committee on Rules was accepted and recommendations adopted:

The committee on rules recommend the following amendment to Rule 6 of the Joint Rules of the Senate and House of Representatives: Add to Rule 6 the following paragraph: If the examination of a bill before its engrossment shall disclose any clerical error or formal imperfection, said committee shall report it back to the respective houses, with such amendments as are required to correct the same, and any measure so reported shall be subject to amend-

ment in those particulars and in no other respect, so that said Rule 6 as amended shall read as follows:

"Rule 6. There shall be a committee for the purpose of engrossing bills, consisting of two members of each House. All bills that pass both houses shall be delivered to said committee, carefully examined, be by them engrossed, and reported to the respective houses; and shall be signed first by the Speaker of the House of Representatives, and then by the President of the Senate.

"If the examination of a bill before its engrossment shall disclose any clerical error or formal imperfection, said committee shall report it back to the respective houses, with such amendments as are required to correct the same; and any measure so reported shall be subject to amendment in those particulars and in no other respect."

GEORGE I. HASELTON,  
*For the Committee.*

Senator Wagner offered a concurrent resolution:

Concurrent resolution relating to the neutrality of this country in the present European war.

(This resolution being subsequently expunged from the records is not printed.)

The question being stated,  
Shall the resolution be adopted?

(Discussion ensued.)

On motion of Senator Smith, the concurrent resolution was laid upon the table to be printed and made a special order for next Wednesday at 11.05 o'clock.

On motion of Senator Shannon, the Senate adjourned.

## AFTERNOON.

### NOTICES OF BILLS.

Senator Kenney gave notice that on tomorrow or some subsequent day, he would ask leave to introduce bills entitled, An act to provide for the election of the members

of the board of public works of the city of Manchester by direct vote of the people.

An act to provide for the election of the assessors of the city of Manchester by direct vote of the people.

An act to provide for the election of the police commissioners of the city of Manchester by direct vote of the people.

An act to enlarge the powers of the mayor of the city of Manchester.

Senator Varney gave notice that on tomorrow or some subsequent day, he would ask leave to introduce bills entitled, An act relating to the granting of broker's licenses by casualty and life insurance companies.

An act relating to uniform fire insurance policies.

On motion of Senator Weeks, the following resolution was adopted:

*Resolved*, That when the Senate adjourns this afternoon it adjourn to meet tomorrow morning at 9.30 o'clock, and when it adjourns Friday morning it be to meet Monday evening at 7.30 o'clock.

On motion of Senator Howard, the Senate adjourned.

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FRIDAY, JANUARY 22, 1915.

The Senate met according to adjournment.

Senator Danforth, having assumed the chair, read the following communication:

MANCHESTER, N. H., January 22, 1915.

*Senator Danforth:*

Please preside for me at today's session of the New Hampshire Senate, and oblige,

GEORGE I. HASELTON,  
*President.*

The reading of the journal having been commenced, on motion of Senator Martin, the rules were so far suspended that its further reading was dispensed with.

On motion of Senator Martin, the Senate adjourned.



MONDAY, JANUARY 25, 1915.

The Senate met according to adjournment.

Senator Shirley, having assumed the chair, read the following communication:

MANCHESTER, N. H., January 25, 1915.

*Senator Shirley:*

Please preside for me at tonight's session of the New Hampshire Senate, and oblige,

GEORGE I. HASELTON,  
*President.*

The journal was read and approved.

#### NOTICES OF BILLS.

Senator Crossman gave notice that on tomorrow or some subsequent day, he would ask leave to introduce a bill entitled, An act relating to the care of a class of inmates of the state hospital.

Senator Danforth gave notice that on tomorrow or some subsequent day, he would ask leave to introduce a bill entitled, An act to amend chapter 78 of the Laws of 1897, relating to the manner of conducting caucuses and elections.

Senator Martin gave notice that on tomorrow or some subsequent day, he would ask leave to introduce bills entitled, An act in amendment of sections 26 and 28 of chapter 126 of the Public Statutes, entitled "Sales of certain articles."

An act in relation to the deposit of public funds in banks.

On motion of Senator Danforth, the following resolution was adopted:

*Resolved*, That the Senate has learned with sorrow of the death of Honorable David H. Goodell, the senior of the honored group of the ex-governors of New Hampshire, and that we hereby place on record our sense of appreciation for his long and useful life, for his fine personal character, and for the high-minded patriotism of his public service.

*Resolved*, That the President of the Senate be directed

to communicate these resolutions to the family of ex-Governor Goodell, together with an expression of the sympathy of this body in their bereavement; and

*Resolved*, That as a further mark of esteem for his memory this Senate do now adjourn.

The Senate adjourned at 7.33 o'clock.

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TUESDAY, JANUARY 26, 1915.

The Senate met according to adjournment.

The journal was read and approved.

INTRODUCTION OF BILLS.

Agreeably to previous notice, Senator Martin introduced the following entitled bills, which were read a first and second time, laid on the table to be printed and referred to the Committee on the Judiciary:

Senate Bill No. 17, An act in relation to the deposit of public funds in banks.

Senate Bill No. 18, An act in amendment of sections 26 and 28 of chapter 126 of the Public Statutes, entitled "Sales of certain articles."

To the Committee on Fisheries and Game,

Senate Bill No. 19, An act to close a portion of Contoocook river for fishing through the ice for the term of five years.

Agreeably to previous notice, Senator Crossman introduced the following entitled bill, which was read a first and second time, laid on the table to be printed and referred to the Committee on State Hospital:

Senate Bill No. 20, An act relating to the care of a class of inmates of the state hospital.

Agreeably to previous notice, Senator Varney introduced the following entitled bill, which was read a first and second time, laid on the table to be printed and referred to the Committee on Revision of the Laws:

Senate Bill No. 21, An act in amendment of section 1 of

chapter 170 of the Public Statutes, relating to the form of insurance contracts.

Agreeably to previous notice, Senator Varney introduced the following joint resolutions, which were read a first and second time, laid on the table to be printed and referred to the Committee on Claims:

Senate Joint Resolution No. 2, Joint resolution in favor of John N. Haines.

To the Committee on the Judiciary,

Senate Joint Resolution No. 3, Joint resolution relating to municipal finance and accounts.

#### NEW BILLS.

Senator Parsons, under a suspension of the rules, sixteen senators having actually voted in favor thereof, introduced the following entitled bill. The first reading of the bill having been commenced, on motion of Senator Lucier further reading of the bill was dispensed with. The bill was then read a second time, laid on the table to be printed and referred to the Committee on Banks:

Senate Bill No. 22, An act to incorporate the Mechanics and Traders Trust company at Portsmouth, New Hampshire.

Senator Wagner, under a suspension of the rules, sixteen senators having actually voted in favor thereof, introduced the following entitled bill. The first reading of the bill having been commenced, on motion of Senator Varney further reading of the bill was dispensed with. The bill was then read a second time, laid on the table to be printed and referred to the Committee on Banks:

Senate Bill No. 23, An act in amendment of chapter 215 of the Session Laws of 1891, entitled "An act to incorporate the Manchester Safety Deposit and Trust Company."

Senator Smith, under a suspension of the rules, sixteen senators having actually voted in favor thereof, introduced the following joint resolution, which was read a first and second time, laid on the table to be printed and referred to Committee on Forestry:



Senate Joint Resolution No. 4, Joint resolution relative to Miller Park.

Senator Shannon, under a suspension of the rules, sixteen senators having actually voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed and referred to the Committee on the Judiciary:

Senate Bill No. 24, An act in relation to the salary of the deputy secretary of state.

Senator Shannon, under a suspension of the rules, sixteen senators having actually voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed and referred to the Committee on Incorporations:

Senate Bill No. 25, An act to incorporate Laconia Lodge, No. 876 of the Benevolent and Protective Order of Elks.

Senator Shannon, under a suspension of the rules, sixteen senators having actually voted in favor thereof, introduced the following joint resolution, which was read a first and second time, laid on the table to be printed and referred to the Committee on Claims:

Senate Joint Resolution No. 5, Joint resolution in favor of Willie Whiteman.

The following message was received from the House of Representatives by its clerk:

#### HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has passed bills with the following titles, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 6, An act to amend the charter of the Granite State Fire Insurance company.

House Bill No. 77, An act to authorize the city of Concord to appropriate money for the celebration of the anniversary of the granting of its charter.

## READ AND REFERRED.

The following entitled bills sent up from the House of Representatives were severally read a first and second time and referred:

To the Committee on Incorporations,  
House Bill No. 77, An act to amend the charter of the Granite State Fire Insurance company.

To the Committee on the Judiciary,  
House Bill No. 6, An act to authorize the city of Concord to appropriate money for the celebration of the anniversary of the granting of its charter.

On motion of Senator Martin, the rules were so far suspended that reference to committee was dispensed with. The bill was read a third time and passed.

On motion of Senator Varney, the Senate adjourned.

## AFTERNOON.

## INTRODUCTION OF BILLS.

Agreeably to previous notice, Senator Kenney introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed, and, on motion of Senator Wagner, referred to the Committee on the Judiciary:

Senate Bill No. 26, An act to provide for the election of the assessors of the city of Manchester by the qualified voters of said city.

Senator Wagner moved that the bill be referred to the Committee on the Judiciary.

Senator Kenney moved to amend the motion, by suspending the rule and referring the bill to a special committee consisting of the senators from Manchester.

(Discussion ensued.)

Senator Kenney called for the yeas and nays.

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:

Senators Lucier, Martin, Kenney, Parsons.

The following named senators voted in the negative:

Senators Bailey, Crossman, Woodbury, Shirley, Musgrove, Shannon, Clark, Kinney, Danforth, Cain, Smith, Howard, Weeks, Wagner, Varney, Mathes, Perkins.

Four senators having voted in the affirmative and seventeen senators having voted in the negative, the motion of Senator Kenney was lost.

The question recurring,

Shall the bill be referred to the Committee on the Judiciary?

The affirmative prevailed on a *viva voce* vote.

Agreeably to previous notice, Senator Kenney introduced the following entitled bill, which was read a first and second time, laid on the table to be printed and referred to the Committee on the Judiciary:

Senate Bill No. 27, An act to provide for the election of the members of the board of public works of the city of Manchester by the qualified voters of said city.

Senator Kenney moved that the rules be so far suspended that the bill be referred to a special committee consisting of the senators from Manchester, and upon this motion called for the yeas and nays.

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:

Senators Crossman, Woodbury, Musgrove, Lucier, Martin, Kenney, Parsons.

The following named senators voted in the negative:

Senators Bailey, Shirley, Shannon, Kinney, Danforth, Cain, Smith, Howard, Weeks, Wagner, Varney, Mathes, Perkins.

Seven senators having voted in the affirmative and thirteen senators having voted in the negative, the motion was lost.

The bill was then referred to the Committee on the Judiciary.

Agreeably to previous notice, Senator Kenney introduced the following entitled bill, which was read a first and second



time, laid on the table to be printed and referred to the Committee on the Judiciary:

Senate Bill No. 28, An act to provide for the election of the police commissioners in the city of Manchester.

Senator Kenney moved that the rules be so far suspended that the bill be referred to a special committee consisting of the senators from Manchester, and upon this motion called for the yeas and nays.

The clerk proceeded to call the roll.

The following named senators voted in the affirmative: Senators Musgrove, Lucier, Martin, Kenney, Parsons.

The following named senators voted in the negative:

Senators Bailey, Crossman, Woodbury, Shirley, Shannon, Clark, Kinney, Danforth, Cain, Smith, Howard, Weeks, Wagner, Varney, Mathes, Perkins.

Five senators having voted in the affirmative and sixteen senators having voted in the negative, the motion was lost.

On motion of Senator Lucier, the Senate adjourned.

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### WEDNESDAY, JANUARY 27, 1915.

The Senate met according to adjournment.

The reading of the journal having been commenced, on motion of Senator Varney, the rules were so far suspended that its further reading was dispensed with.

### NEW BILL.

Senator Martin, under a suspension of the rules, sixteen senators having actually voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed and referred to the Committee on the Judiciary:

Senate Bill No. 29, An act for the prevention of accidents at grade crossings.

The following message was received from the House of Representatives by its clerk:

## HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has passed bills with the following titles, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 4, An act relating to the public printing commission.

House Bill No. 59, An act to legalize the biennial elections held on the third day of November, 1914, in the towns of Barnstead, Bradford, Brookline, Canterbury, Hopkinton, Landaff, Pittsburg, Springfield and Sullivan.

House Bill No. 34, An act in amendment of section 6 of chapter 176, Public Statutes, relative to dower or curtesy rights of insane persons.

## READ AND REFERRED.

On motion of Senator Lucier, the rules were so far suspended that the following entitled bills sent up from the House of Representatives were severally read a first and second time by title and referred:

To the Committee on Revision of the Laws,

House Bill No. 4, An act relating to the public printing commission.

To the Committee on the Judiciary,

House Bill No. 34, An act in amendment of section 6 of chapter 176, Public Statutes, relative to dower or curtesy rights of insane persons.

House Bill No. 59, An act to legalize the biennial elections held on the third day of November, 1914, in the towns of Barnstead, Bradford, Brookline, Canterbury, Hopkinton, Landaff, Pittsburg, Springfield and Sullivan.

On motion of Senator Martin, the rules were further suspended, reference to committee dispensed with and the last named bill was read a third time and passed.

## SPECIAL ORDER.

Senator Smith called for the special order, it being a concurrent resolution relating to the neutrality of this country in the present European War.

The resolution was taken from the table.

The question being stated,

Shall the concurrent resolution be adopted?

(Discussion ensued.)

Senator Martin moved that the resolution be indefinitely postponed.

Senator Wagner demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:

Senators Bailey, Crossman, Woodbury, Shirley, Musgrove, Shannon, Clark, Danforth, Cain, Smith, Howard, Lucier, Weeks, Martin, Kenney, Marcotte, Varney, Mathes, Perkins, Parsons.

The following named senator voted in the negative:

Senator Wagner.

Twenty senators having voted in the affirmative, and one senator having voted in the negative, the affirmative prevailed, and the concurrent resolution was indefinitely postponed.

Senator Martin moved that the resolution be expunged from the journal of the Senate.

The affirmative prevailed on a *viva voce* vote.

On motion of Senator Bailey, the Senate adjourned.

## AFTERNOON.

On motion of Senator Marcotte, the Senate adjourned.



## THURSDAY, JANUARY 28, 1915.

The Senate met according to adjournment.

The reading of the journal, having been commenced, on motion of Senator Woodbury, the rules were so far suspended that its further reading was dispensed with.

## NEW BILLS.

Senator Kinney, under a suspension of the rules, sixteen senators having actually voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed and referred to the Committee on Revision of the Laws:

Senate Bill No. 30, An act in amendment of chapter 153 of the Laws of 1909, relating to direct primaries, as amended by chapter 179 of the Laws of 1913, relating to modes of nominations.

Senator Kinney, under a suspension of the rules, sixteen senators having actually voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed and referred to the Committee on the Judiciary:

Senate Bill No. 31, An act to allow justice costs to be taxed in hearings before commissioners of estates settled in the insolvent course.

Senator Kinney, under a suspension of the rules, sixteen senators having actually voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed and referred to the Committee on the Judiciary:

Senate Bill No. 32, An act in amendment of chapter 195 of the Public Statutes and amendments thereto, relating to descent and distribution and for other purposes.

On motion of Senator Lucier, the rules were so far suspended as to permit all bills introduced until the next adjournment to be read a first and second time by their titles.

On motion of Senator Musgrove, the rules were so far

suspended as to allow the introduction of any bill at the present time.

Agreeably to the foregoing motions, Senator Kinney introduced the following entitled bills, which were read a first and second time by title, laid on the table to be printed and referred to the Committee on the Judiciary:

Senate Bill No. 33, An act in amendment of section 2, chapter 141 of the Public Statutes, relative to liens of mechanics and others.

Senate Bill No. 36, An act to establish a police commission for the town of Claremont.

Senate Bill No. 37, An act to permit defendants to avail themselves of any cause of action in defense of suits and for other purposes, in amendment of section 7 of chapter 233 of the Public Statutes.

Senate Bill No. 38, An act in amendment of chapter 254 of the Public Statutes relating to the arraignment and trial of persons charged with crime.

Senate Bill No. 39, An act to amend chapter 252 of the Public Statutes, as amended by chapter 68 of the Laws of 1913, relating to examinations and appeals.

Senate Bill No. 40, An act relating to attachments on mesne process.

Agreeably to the foregoing motions, Senator Lucier introduced the following entitled bill, which was read a first and second time by its title, laid on the table to be printed and referred to the Committee on the Judiciary:

Senate Bill No. 35, An act in amendment of section 3, chapter 271 of the Public Statutes, relating to offenses against morality and religion.

Agreeably to the foregoing motions, Senator Musgrove introduced the following entitled bill, which was read a first and second time, laid on the table to be printed and referred to the Committee on Fisheries and Game:

Senate Bill No. 34, An act to regulate fishing in the waters of Newfound lake.

The following message was received from the House of Representatives by its clerk:

## HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has passed bills with the following titles, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 26, An act to prohibit members of the governor's council from being appointed to other positions of profit or emolument.

House Bill No. 48, An act in amendment of section 2, chapter 104 of the Laws of 1901, as amended by section 1, chapter 1 of the Laws of 1909, relating to the trial of persons for murder.

## READ AND REFERRED.

The following entitled bills sent up from the House of Representatives were severally read a first and second time and referred to the Committee on the Judiciary:

House Bill No. 26, An act to prohibit members of the governor's council from being appointed to other positions of profit or emolument.

House Bill No. 48, An act in amendment of section 2, chapter 104 of the Laws of 1901, as amended by section 1, chapter 1 of the Laws of 1909, relating to the trial of persons for murder.

## NEW BILL.

Senator Lucier, for the Committee on Claims, reported the following Senate Joint Resolution and recommended its passage:

Senate Joint Resolution No. 6, Joint resolution in favor of John G. Parsons.

The report was accepted and the joint resolution reported from the committee read a first and second time, laid on the table to be printed and referred to the Committee on Finance.

On motion of Senator Lucier, the Senate adjourned.



## AFTERNOON.

On motion of Senator Clark, the following resolution was adopted:

*Resolved*, That when the Senate adjourns this afternoon, it adjourn to meet tomorrow morning at 9.30 o'clock, and when it adjourns Friday morning it be to meet Monday evening at 7.30 o'clock.

On motion of Senator Shannon, the Senate adjourned.

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FRIDAY, JANUARY 29, 1915.

The Senate met according to adjournment.

Senator Danforth, having assumed the chair, read the following communication:

MANCHESTER, N. H., January 29, 1915.

*Senator Danforth:*

Please preside for me at today's session of the New Hampshire Senate, and oblige,

GEORGE I. HASELTON,  
*President.*

The journal was read and approved.

There being manifestly no quorum present, Senator Danforth declared the Senate adjourned until Monday evening at 7.30 o'clock.

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MONDAY, FEBRUARY 1, 1915.

The Senate met according to adjournment.

Senator Woodbury, having assumed the chair, read the following communication:

TUESDAY, FEBRUARY 2, 1915.

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MANCHESTER, N. H., February 1, 1915.

*Senator Woodbury:*

Please preside for me at tonight's session of the New Hampshire Senate, and oblige,

GEORGE I. HASELTON,  
*President.*

The journal was read and approved.

On motion of Senator Danforth, the Senate adjourned.

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TUESDAY, FEBRUARY 2, 1915.

The Senate met according to adjournment.

The journal was read and approved.

#### COMMITTEE REPORTS.

Senator Wagner, for the Committee on Revision of the Laws, to whom was referred Senate Bill No. 11, entitled An act to amend section 9 of chapter 31 of the Public Statutes of New Hampshire, relative to the rights and qualifications of voters, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted.

On motion of Senator Shannon, the rules were so far suspended that the bill was read a third time and passed.

Senator Woodbury, for the Committee on Forestry, to whom was referred Senate Joint Resolution No. 4, Joint resolution relative to Miller Park, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted.

On motion of Senator Woodbury, the rules were so far suspended that the joint resolution was read a third time and passed.

Senator Wagner, for the Committee on Revision of the

Laws, to whom was referred Senate Bill No. 6, entitled An act in amendment of section 5, chapter 43 of the Public Statutes, relating to the choice of selectmen, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

The following message was received from the House of Representatives by its clerk:

HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has passed bills with the following titles, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 27, An act to exempt from taxation property in Sutton to be held for the public good by the Society for Protection of New Hampshire Forests.

House Bill No. 28, An act to legalize the vote of the town of Plymouth at a meeting held on the eighth day of February, 1911, exempting certain property of the Draper-Maynard company of said town from taxation.

House Bill No. 84, An act to authorize the town of Hopkinton to appropriate money for the celebration of the anniversary of the granting of its charter.

House Bill No. 99, An act in amendment of section 3, chapter 15, Laws of 1911, entitled "An act to promote the sanitary production and distribution of food and defining the duties of the state board of health in relation thereto."

House Bill No. 103, An act in amendment of section 4, chapter 48 of the Laws of 1907, entitled "An act for preventing the manufacture or sale of adulterated, or misbranded or poisonous or deleterious foods, drugs, medicines and liquors."

House Bill No. 155, An act to abolish the common council of the city of Manchester.

The message also announced that the House of Representatives had passed the following joint resolution, in the



passage of which it asks the concurrence of the Honorable Senate:

House Joint Resolution No. 40, Joint resolution for increasing and protecting the oyster beds in Great Bay and its tributaries.

READ AND REFERRED.

The following entitled bills and joint resolution sent up from the House of Representatives were severally read a first and second time and referred:

To the Committee on the Judiciary,

House Bill No. 27, An act to exempt from taxation property in Sutton to be held for the public good by the Society for Protection of New Hampshire Forests.

House Bill No. 28, An act to legalize the vote of the town of Plymouth at a meeting held on the eighth day of February, 1911, exempting certain property of the Draper-Maynard company of said town from taxation.

House Bill No. 155, An act to abolish the common council of the city of Manchester.

House Bill No. 84, An act to authorize the town of Hopkinton to appropriate money for the celebration of the anniversary of the granting of its charter.

On motion of Senator Martin, the rules were so far suspended that reference to the committee was dispensed with and the last named bill was read a third time and passed.

To the Committee on Public Health,

House Bill No. 99, An act in amendment of section 3, chapter 15, Laws of 1911, entitled "An act to promote the sanitary production and distribution of food and defining the duties of the state board of health in relation thereto."

House Bill No. 103, An act in amendment of section 4, chapter 48 of the Laws of 1907, entitled "An act for preventing the manufacture or sale of adulterated or misbranded or poisonous or deleterious foods, drugs, medicines and liquors."

To the Committee on Fisheries and Game,

House Joint Resolution No. 40, Joint resolution for in-

creasing and protecting the oyster beds in Great Bay and its tributaries.

On motion of Senator Martin, the Senate adjourned.

### AFTERNOON.

#### THIRD READINGS.

The following entitled bill was read a third time, passed and sent to the House of Representatives for concurrence.

Senate Bill No. 6, An act in amendment of section 5, chapter 43 of the Public Statutes, relating to the choice of selectmen.

On motion of Senator Woodbury, the Senate adjourned.

### WEDNESDAY, FEBRUARY 3, 1915.

The Senate met according to adjournment.

The reading of the journal having been commenced, on motion of Senator Varney the rules were so far suspended that its further reading was dispensed with.

#### COMMITTEE REPORTS.

Senator Cain, for the Committee on the Judiciary, to whom was referred Senate Joint Resolution No. 3, Joint resolution relating to municipal finance and accounts, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution referred to the Committee on Finance under the rule.

Senator Cain, for the Committee on the Judiciary, to whom was referred Senate Bill No. 15, entitled An act relating to injuries upon highways and in amendment of section 1, chapter 59, Laws of 1893, having considered the same, reported the same without amendment and recommended its passage.

The report of the committee was accepted and the bill ordered to a third reading this afternoon at two o'clock.

Senator Cain, for the Committee on Judiciary, to whom was referred Senate Bill No. 18, entitled An act in amendment of sections 26 and 28 of chapter 126 of the Public Statutes, entitled "Sales of certain articles," having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution adopted.

Senator Cain, for the Committee on Judiciary, to whom was referred Senate Bill No. 7, entitled An act in amendment of chapter 195 of the Public Statutes, as amended by chapter 113, section 2 of the Laws of 1901, and chapter 14, section 1 of the Laws of 1905, relating to the rights of husband and wife surviving in the estate of the deceased husband and wife, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted.

On motion of Senator Shannon, the rules were so far suspended that the bill was read a third time and passed.

Senator Wagner, for the Committee on Revision of the Laws, to whom was referred Senate Bill No. 1, entitled An act in amendment of chapter 164 of the Laws of 1911, entitled "An act to establish a public service commission," having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution adopted.

#### NEW BILL.

The Committee on the Judiciary, having considered the subject-matter, reported the following entitled bill and recommended its passage:

Senate Bill No. 41, An act to provide for filling vacancies in the office of United States senator.

The report of the committee was accepted.



The bill was read a first and second time and laid upon the table to be printed. On motion of Senator Martin, the rules were so far suspended that the printing of the bill was dispensed with and the bill read a third time and passed.

#### INTRODUCTION OF A BILL.

Senator Musgrove, under a suspension of the rules, sixteen senators having actually voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed and referred to the Committee on Labor:

Senate Bill No. 42, An act to require the recording and reporting of certain industrial accidents and to provide for its enforcement.

The following message was received from the House of Representatives by its clerk:

#### HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has passed bills with the following titles, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 108, An act relating to the insane.

House Bill No. 133, An act in amendment of chapter 147, Laws of 1907, relating to the suppression of the gypsy and brown-tail moths.

House Bill No. 152, An act legalizing the biennial election of the town of Wakefield held November third, nineteen hundred and fourteen.

House Bill No. 198, An act relating to protection of grade crossings.

House Bill No. 264, An act to legalize the votes and proceedings of the town of Holderness at the biennial election held November 3, 1914.

House Bill No. 496, An act in amendment of chapter 107, Laws of 1909, as amended by chapter 92, Laws of 1913, relating to mileage books.

House Bill No. 13, An act in amendment of chapter 189

of the Public Statutes, relating to filing statements with administration accounts.

House Bill No. 41, An act to establish a new apportionment for the assessment of public taxes.

READ AND REFERRED.

The following entitled bill sent up from the House of Representatives was read a first and second time and referred to the Committee on the Judiciary:

House Bill No. 264, An act to legalize the votes and proceedings of the town of Holderness at the biennial election held November 3, 1914.

On motion of Senator Woodbury, the rules were so far suspended that reference to the committee was dispensed with and the bill read a third time and passed.

On motion of Senator Lucier, the rules were so far suspended that the following entitled bills sent up from the House of Representatives were severally read a first and second time by title and referred:

To the Committee on the Judiciary,

House Bill No. 198, An act relating to the protection of grade crossings.

House Bill No. 108, An act relating to the insane.

House Bill No. 13, An act in amendment of chapter 189 of the Public Statutes, relating to filing statements, with administration accounts.

House Bill No. 152, An act legalizing the biennial election of the town of Wakefield held November 3, 1914.

On motion of Senator Parsons, the rules were so far suspended that reference to the committee was dispensed with and the last named bill read a third time and passed.

To the Committee on Forestry,

House Bill No. 133, An act in amendment of chapter 147, Laws of 1907, relating to the suppression of the gypsy and brown-tail moths.

To the Committee on Finance,

House Bill No. 41, An act to establish a new apportionment for the assessment of public taxes.

To the Committee on Railroads,

House Bill No. 496, An act in amendment of chapter 107, Laws of 1909, as amended by chapter 92, Laws of 1913, relating to mileage books.

On motion of Senator Martin, the Senate voted that the rules be so far suspended that all business in order for two o'clock this afternoon be in order at the present time.

#### THIRD READINGS.

Agreeably to the foregoing motion, Senate Bill No. 15, entitled An act relating to injuries upon highways and in amendment of section 1, chapter 59, Laws of 1893, was read a third time.

The question being stated,  
Shall the bill pass?

On motion of Senator Cain, the bill, with the question pending, was made a special order for two o'clock this afternoon.

On motion of Senator Perkins, the Senate adjourned.

#### AFTERNOON.

#### SPECIAL ORDER.

Senator Cain called for the special order, it being Senate Bill No. 15, entitled An act relating to injuries upon highways and in amendment of section 1, chapter 59, Laws of 1893.

On motion of Senator Cain, the Senate voted to reconsider the vote whereby the bill was ordered to a third reading.

On motion of Senator Cain, the bill was recommitted to the Committee on the Judiciary.

#### BILLS ENGROSSED.

The following report of the Committee on Engrossed Bills was read and accepted:



The committee have examined and found correctly engrossed the following bills:

House Bill No. 6, An act to authorize the city of Concord to appropriate money for the celebration of the anniversary of the granting of its charter.

House Bill No. 59, An act to legalize the biennial elections held on the third day of November, 1914, in the towns of Barnstead, Bradford, Brookline, Canterbury, Hopkinton, Landaff, Pittsburg, Springfield and Sullivan.

W. E. KINNEY,  
*For the Committee.*

#### INTRODUCTION OF A BILL.

Senator Wagner, under a suspension of the rules, sixteen senators having actually voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed and referred to the Committee on Railroads:

Senate Bill No. 43, An act relating to the carrying of passengers on street railways.

On motion of Senator Kenney, the Senate adjourned.

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#### THURSDAY, FEBRUARY 4, 1915.

The Senate met according to adjournment.

The reading of the journal having been commenced, on motion of Senator Musgrove the rules were so far suspended that its further reading was dispensed with.

#### PETITION PRESENTED AND REFERRED.

To the Committee on Education,

Presented by Senator Woodbury, petition of Edith J. Crawford and two hundred ninety-nine others, praying for the passage of Senate Bills Nos. 3 and 4, entitled An act to increase the efficiency of the public schools of the state by granting pensions to retired teachers of long service.

## COMMITTEE REPORTS.

Senator Lucier, for the Committee on Claims, to whom was referred Senate Joint Resolution No. 2, Joint resolution in favor of John N. Haines, having considered the same, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Finance under the rule.

Senator Shannon, for the Committee on Incorporations, to whom was referred Senate Bill No. 25, An act to incorporate Laconia Lodge No. 876 of the Benevolent and Protective Order of Elks, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

Senator Shannon, for the Committee on Incorporations, to whom was referred House Bill No. 77, An act to amend the charter of the Granite State Fire Insurance company, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted.

On motion of Senator Varney, the rules were so far suspended that the bill was read a third time and passed.

## INTRODUCTION OF A COMMITTEE REPORT.

On motion of Senator Cain, the rules were so far suspended as to permit a report from the Committee on Finance to be presented at the present time.

Senator Cain, for the Committee on Finance, to whom was referred House Bill No. 41, An act to establish a new apportionment for the assessment of public taxes, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

On motion of Senator Musgrove, the Senate voted that the rules be so far suspended that all business in order for two o'clock this afternoon be in order at the present time.

## THIRD READINGS.

Agreeably to the foregoing motion, Senate Bill No. 25, An act to incorporate Laconia Lodge No. 876 of the Benevolent and Protective Order of Elks, was read a third time and passed.

On motion of Senator Cain, the rules were so far suspended that the following entitled bill was read a third time by its title and passed:

House Bill No. 41, An act to establish a new apportionment for the assessment of public taxes.

The following message was received from the House of Representatives by its clerk:

## HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has passed bills with the following titles, and joint resolutions, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 38, An act in amendment of section 21, chapter 278 of the Public Statutes, relating to homicide and offenses against the person.

House Bill No. 91, An act to regulate time of payment of compensation of officers appointed by police commissioners of the city of Manchester.

House Bill No. 126, An act in amendment to chapter 16, Laws of 1901, entitled "An act to provide for the restriction of communicable diseases."

House Bill No. 227, An act relative to certain diseases of the eyes of infants.

House Joint Resolution No. 9, Joint resolution in favor of the Amoskeag Veterans of Manchester.

House Joint Resolution No. 47, Joint resolution appropriating money to make effective the laws against bribery at elections.

House Joint Resolution No. 89, Joint resolution in favor of Albert P. Davis and others.



## READ AND REFERRED.

The following entitled House bills and joint resolutions sent up from the House of Representatives were severally read a first and second time and referred:

To the Committee on the Judiciary,

House Bill No. 38, An act in amendment of section 21, chapter 278 of the Public Statutes, relating to homicide and offenses against the person.

House Bill No. 91, An act to regulate time of payment of compensation of officers appointed by police commissioners of Manchester.

On motion of Senator Kenney, the rules were so far suspended that reference to the committee was dispensed with and the last named bill read a third time and passed.

To the Committee on Public Health,

House Bill No. 126, An act in amendment of chapter 16, Laws of 1901, entitled "An act to provide for the restriction of communicable diseases."

House Bill No. 227, An act relative to certain diseases of the eyes of infants.

To the Committee on Finance,

House Joint Resolution No. 9, Joint resolution in favor of the Amoskeag Veterans of Manchester.

House Joint Resolution No. 47, Joint resolution appropriating money to make effective the laws against bribery at elections.

House Joint Resolution No. 89, Joint resolution in favor of Albert P. Davis and others.

## INTRODUCTION OF A BILL.

Senator Lucier, under a suspension of the rules, sixteen senators having actually voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed and referred to the Committee on Revision of the Laws:

Senate Bill No. 44, An act amending section 9 of chapter

129 of the Laws of 1909, relating to the licensing of pawn-brokers.

On motion of Senator Perkins, the Senate adjourned.

#### AFTERNOON.

On motion of Senator Mathes, the following resolution was adopted:

*Resolved*, That when the Senate adjourns this afternoon, it adjourn to meet tomorrow morning at 8.30 o'clock, and when it adjourns Friday morning it be to meet Monday evening at 7.30 o'clock.

On motion of Senator Lucier, the Senate adjourned.

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#### FRIDAY, FEBRUARY 5, 1915.

The Senate met according to adjournment.

Senator Danforth, having assumed the chair, read the following communication:

MANCHESTER, N. H., February 5, 1915.

*Senator Danforth:*

Please preside for me at today's session of the New Hampshire Senate, and oblige,

GEORGE I. HASELTON,  
*President.*

The reading of the journal having been commenced, on motion of Senator Martin, the rules were so far suspended that its further reading was dispensed with.

On motion of Senator Martin, the Senate adjourned.

MONDAY, FEBRUARY 8, 1915.

The Senate met according to adjournment.

Senator Crossman, having assumed the chair, read the following communication:

MANCHESTER, N. H., February 8, 1915.

*Senator Crossman:*

Please preside for me at tonight's session of the New Hampshire Senate, and oblige,

GEORGE I. HASELTON,  
*President.*

The journal was read and approved.

On motion of Senator Danforth, the Senate adjourned.

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TUESDAY, FEBRUARY 9, 1915.

The Senate met according to adjournment.

The journal was read and approved.

LEAVE OF ABSENCE.

Senator Whiting was granted leave of absence for the week on account of illness.

COMMITTEE REPORTS.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 198, An act relating to the protection of grade crossings;

House Bill No. 26, An act to prohibit members of the governor's council from being appointed to other positions of profit or emolument;

Senate Bill No. 39, An act to amend chapter 252 of the Public Statutes, as amended by chapter 68 of the Laws of 1913, relating to examinations and appeals, having considered the same, reported the same without amendment and recommended their passage.



The reports were accepted and the bills severally ordered to a third reading this afternoon at two o'clock.

Senator Cain, for the Committee on the Judiciary, to whom was referred Senate Bill No. 31, An act to allow justice costs to be taxed in hearings before commissioners of estates settled in the insolvent course, having considered the same, reported the same in a new draft, with a new title, "An act relating to costs in certain cases," and recommended its passage.

The report was accepted and the bill in its new draft read a first and second time and laid upon the table to be printed.

Senator Cain, for the Committee on the Judiciary, to whom was referred Senate Bill No. 32, An act in amendment of chapter 195 of the Public Statutes, and amendments thereto relating to descent and distribution and for other purposes;

Senate Bill No. 38, An act in amendment of chapter 254 of the Public Statutes, relating to arraignment and trial of persons charged with crime;

Senate Bill No. 33, An act in amendment of section 2, chapter 141 of the Public Statutes, relative to liens of mechanics and others, having considered the same, reported the same with the following resolution:

*Resolved*, That they are inexpedient to legislate.

The reports were accepted and the resolutions adopted.

#### MAJORITY AND MINORITY REPORTS.

Senator Cain, for a majority of the Committee on the Judiciary, to whom was referred Senate Bill No. 28, An act to provide for the election of police commissioners in the city of Manchester, having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

Senator Lucier, for a minority of the Committee on the Judiciary, to whom was referred Senate Bill No. 28, An act to provide for the election of police commissioners in the

city of Manchester, having considered the same, reported the same without amendment and recommended its passage.

The reports were accepted.

Senator Kenney moved that the minority report be substituted for that of the majority.

The question being stated,

Shall the minority report be substituted for that of the majority?

Senator Kenney demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:

Senators Woodbury, Musgrove, Lucier, Kenney, Parsons.

The following named senators voted in the negative:

Senators Bailey, Crossman, Shirley, Shannon, Kinney, Danforth, Cain, Smith, Howard, Weeks, Martin, Wagner, Marcotte, Varney, Mathes, Perkins.

Five senators having voted in the affirmative and sixteen senators having voted in the negative, the motion to substitute was declared lost.

The question being upon the adoption of the resolution, that it is inexpedient to legislate,

The affirmative prevailed on a *viva voce* vote and the resolution was adopted.

Senator Cain, for a majority of the Committee on the Judiciary, to whom was referred Senate Bill No. 27, An act to provide for the election of the members of the board of public works of the city of Manchester by the qualified voters of said city, having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

Senator Lucier, for a minority of the Committee on the Judiciary, to whom was referred Senate Bill No. 27, An act to provide for the election of the members of the board of public works of the city of Manchester by the qualified voters of the city of Manchester, having considered the same, reported the same without amendment and recommended its passage.

The reports were accepted.

Senator Kenney moved that the minority report be substituted for that of the majority.

The question being stated,

Shall the minority report be substituted for that of the majority?

Senator Kenney demanded the yeas and nays.

(Discussion ensued.)

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:

Senators Musgrove, Lucier, Kenney, Parsons.

The following named senators voted in the negative:

Senators Bailey, Crossman, Woodbury, Shirley, Shannon, Clark, Kinney, Danforth, Cain, Smith, Howard, Weeks, Martin, Wagner, Marcotte, Varney, Mathes, Perkins.

Four senators having voted in the affirmative and eighteen senators having voted in the negative, the motion to substitute was declared lost.

The question being upon the adoption of the resolution, that it is inexpedient to legislate,

The affirmative prevailed on a *viva voce* vote and the resolution was adopted.

Senator Cain, for a majority of the Committee on the Judiciary, to whom was referred Senate Bill No. 26, An act to provide for the election of the assessors of the city of Manchester by the qualified voters of said city, having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

Senator Lucier, for a minority of the Committee on the Judiciary, to whom was referred Senate Bill No. 26, An act to provide for the election of the assessors of the city of Manchester by the qualified voters of said city, having considered the same, reported the same without amendment and recommended its passage.

The reports were accepted.

Senator Kenney moved that the minority report be substituted for that of the majority.



The question being stated,  
Shall the minority report be substituted for that of the majority?

Senator Kenney demanded the yeas and nays.

(Discussion ensued.)

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:  
Senators Crossman, Woodbury, Musgrove, Lucier, Martin, Kenney, Parsons.

The following named senators voted in the negative:

Senators Bailey, Shirley, Shannon, Clark, Kinney, Danforth, Cain, Smith, Howard, Weeks, Wagner, Marcotte, Varney, Mathes, Perkins.

Seven senators having voted in the affirmative, and fifteen senators having voted in the negative, the motion to substitute the report of the minority for that of the majority was declared lost.

Senator Kenney moved that the bill be recommitted to the Committee on the Judiciary for amendment.

The question being stated,

Shall the bill be recommitted?

On a *viva voce* vote, the President being in doubt, ordered a division.

A division being had, and twelve senators having voted in the affirmative, and nine senators having voted in the negative, the affirmative prevailed and the bill was recommitted to the Committee on the Judiciary.

The following message was received from the House of Representatives by its clerk:

#### HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has passed bills with the following titles, and a joint resolution in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 68, An act in amendment of section 2 of chapter 64 of the Laws of 1899, entitled "An act in amend-

ment of section 14 of chapter 169 of the Public Statutes, relating to foreign insurance companies and providing relief for injured or disabled firemen."

House Bill No. 79, An act in amendment of section 21 of chapter 180 of the Public Statutes, as amended by chapter 134 of the Laws of 1909, relating to weekly payment of wages.

House Bill No. 102, An act relating to the labeling of wood alcohol.

House Bill No. 105, An act to change the name of Spectacle pond in the town of Newbury.

House Bill No. 130, An act in amendment of chapter 40, section 4 of Public Statutes as amended, relating to the powers and duties of towns.

House Bill No. 140, An act to amend the charter of the Concord, Dover and Rochester Street Railway.

House Bill No. 171, An act against false or fraudulent prescriptions by physicians.

House Bill No. 168, An act in amendment of the charter of the New Hampshire Bible Society.

House Bill No. 170, An act to prevent the increase of drunkenness in no-license cities and towns.

House Bill No. 176, An act to authorize the town of Orford to appropriate money for the celebration of the anniversary of the granting of its charter.

House Bill No. 179, An act to change the name of the Hillsborough Bridge Congregational Society.

House Bill No. 181, An act in amendment of chapter 35, Session Laws of 1905, and of chapter 55, Session Laws of 1911, relating to state highways.

House Bill No. 238, An act to repeal an act passed by the legislature of New Hampshire June 22nd, 1853, disannexing "Charles S. Wiggin and Henry E. Wiggin from the town of Colebrook and annexing the same to Stewartstown for the purpose of schooling."

House Bill No. 244, An act to change the name of Mud pond in the towns of Orange and Canaan.

House Joint Resolution No. 90, Joint resolution in favor of the widow of James H. Caine.

READ AND REFERRED.

On motion of Senator Lucier, the rules were so far suspended that the following entitled bills sent up from the House of Representatives were severally read a first and second time by their titles and referred:

To the Committee on the Judiciary,

House Bill No. 68, An act in amendment of section 2 of chapter 64 of the Laws of 1899, entitled "An act in amendment of section 14 of chapter 169 of the Public Statutes, relating to foreign insurance companies, and providing relief for injured or disabled firemen."

House Bill No. 105, An act to change the name of Spectacle pond in the town of Newbury.

House Bill No. 130, An act in amendment of chapter 40, section 4 of the Public Statutes as amended, relating to the powers and duties of towns.

House Bill No. 102, An act relating to the labeling of wood alcohol.

House Bill No. 244, An act to change the name of Mud pond in the towns of Orange and Canaan.

House Bill No. 179, An act to change the name of the Hillsborough Bridge Congregational Society.

House Bill No. 168, An act in amendment of the charter of the New Hampshire Bible Society.

House Bill No. 176, An act to authorize the town of Orford to appropriate money for the celebration of the anniversary of the granting of its charter.

On motion of Senator Crossman, the rules were so far suspended that reference to the committee was dispensed with, and the last named bill was read a third time and passed.

To the Committee on Labor,

House Bill No. 79, An act in amendment of section 21 of chapter 180 of the Public Statutes, as amended by chap-



ter 134 of the Laws of 1909, relating to weekly payment of wages.

To the Committee on Railroads,

House Bill No. 140, An act to amend the charter of the Concord, Dover and Rochester Street Railway.

To the Committee on Towns and Parishes,

House Bill No. 238, An act to repeal an act passed by the legislature of New Hampshire June 22nd, 1853, disannexing "Charles S. Wiggin and Henry E. Wiggin from the town of Colebrook and annexing the same to Stewartstown for the purpose of schooling."

To the Committee on Public Improvements,

House Bill No. 181, An act in amendment of chapter 35, Session Laws of 1905, and of chapter 55, Session Laws of 1911, relating to state highways.

To the Committee on Revision of the Laws,

House Bill No. 170, An act to prevent the increase of drunkenness in no-license cities and towns.

House Bill No. 171, An act against false or fraudulent prescriptions by physicians.

The following House Joint Resolution sent up from the House of Representatives was read a first and second time and referred to the Committee on Finance:

House Joint Resolution No. 90, Joint resolution in favor of the widow of James H. Caine.

On motion of Senator Shannon, the rules were so far suspended that reference to the committee was dispensed with and the House Joint Resolution read a third time and passed.

On motion of Senator Parsons, the Senate adjourned.

## AFTERNOON.

### THIRD READINGS.

The following entitled bill was read a third time and passed and sent to the House of Representatives for concurrence:

Senate Bill No. 39, An act to amend chapter 252 of the

Public Statutes, as amended by chapter 68 of the Laws of 1913, relating to examinations and appeals.

The following entitled bill was read a time and passed:

House Bill No. 26, An act to prohibit members of the governor's council from being appointed to other positions of profit or emolument.

The following entitled House bill was read a third time:

House Bill No. 198, An act relating to the protection of grade crossings.

The question being stated,

Shall the bill pass?

On motion of Senator Lucier, the bill with the question pending, was laid upon the table.

#### INTRODUCTION OF A BILL.

Senator Bailey, under a suspension of the rules, sixteen senators having actually voted in favor thereof, introduced the following entitled bill. On motion of Senator Lucier, the bill was read a first and second time by its title, laid upon the table to be printed and referred to the Committee on Incorporations:

Senate Bill No. 45, An act to incorporate the City Trust Company of Berlin.

On motion of Senator Martin, the Senate adjourned.

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#### WEDNESDAY, FEBRUARY 10, 1915.

The Senate met according to adjournment.

The reading of the journal having been commenced, on motion of Senator Lucier, the rules were so far suspended that its further reading was dispensed with.

#### COMMITTEE REPORTS.

Senator Varney, for the Committee on Finance, to whom was referred Senate Joint Resolution No. 2, Joint resolution in favor of John N. Haines;

Senate Joint Resolution No. 3, Joint resolution relating to municipal finance and accounts;

Senate Joint Resolution No. 6, Joint resolution in favor of John G. Parsons, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the joint resolutions severally ordered to a third reading this afternoon at two o'clock.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 155, An act to abolish the common council of the city of Manchester, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

Senator Wagner, for the Committee on Revision of the Laws, to whom was referred Senate Bill No. 14, An act relating to music on Sunday, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

The following message was received from the House of Representatives by its clerk.

#### HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has passed bills with the following titles, and a joint resolution in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 10 (in new draft with new title), An act in amendment of chapter 155, Laws of 1909, in relation to highways and bridges on trunk lines.

House Bill No. 56, An act to amend chapter 102 of the Laws of 1909, relating to the militia.

House Bill No. 81, An act in amendment of chapter 277,



Laws of 1909, authorizing the town of Woodstock to construct and maintain water works.

House Bill No. 148, An act in amendment of chapter 266 of the Public Statutes, relating to trespasses and malicious injuries.

House Bill No. 158, An act in amendment of chapter 184 of the Public Statutes, relating to the times and places of holding courts of probate.

House Bill No. 185, An act in amendment of chapter 143, Session Laws of 1913, relating to the control of self-hunting dogs.

House Bill No. 197, An act in amendment of section 24, chapter 166, Laws of 1911, entitled "An act in amendment of chapter 128, Laws of 1909, entitled 'An act to improve the state system of forest protection.'"

House Bill No. 210, An act authorizing the trustee of an estate, with the approval of the judge of probate, to mortgage or lease real estate and to purchase fractional parts of real estate.

House Bill No. 213. An act in amendment of section 3, chapter 246 of the Public Statutes, entitled "Actions against tenants."

House Bill No. 221, An act in amendment of section 2 of chapter 235 of the Laws of 1907, relating to the Mount Crescent Water company.

House Bill No. 269, An act relating to the salary of the deputy state treasurer.

House Bill No. 274, An act to amend section 1 of chapter 5 of the Laws of 1907, relating to the protection of hackmen, carriage drivers, automobile drivers and expressmen.

House Bill No. 382, An act in amendment of chapter 40 of the Laws of 1899, entitled "An act regulating the investments of certain trust funds held by towns and cities."

House Bill No. 499, An act to amend chapter 102, Laws of 1909, entitled "An act to revise and amend chapter 59 of the Laws of 1895, relating to the militia."

House Bill No. 73, An act to change the ward lines of the city of Manchester.

House Joint Resolution No. 7, Joint resolution for taking over certain lands in the town of Conway.

READ AND REFERRED.

On motion of Senator Cain, the rules were so far suspended that the following entitled bills sent up from the House of Representatives were severally read a first and second time by their title and referred:

To the Committee on the Judiciary,

House Bill No. 73, An act to change the ward lines of the city of Manchester.

House Bill No. 382, An act in amendment of chapter 40 of the Laws of 1899, entitled "An act regulating the investments of certain trust funds held by towns and cities."

House Bill No. 210, An act authorizing a trustee of an estate, with the approval of the judge of probate, to mortgage or lease real estate and to purchase fractional parts of real estate.

House Bill No. 213, An act in amendment of section 3, chapter 246 of the Public Statutes, entitled "Actions against tenants."

House Bill No. 221, An act in amendment of section 2 of chapter 235 of the Laws of 1907, relating to the Mount Crescent Water company.

House Bill No. 158, An act in amendment of chapter 184 of the Public Statutes, relating to the times and places of holding courts of probate.

House Bill No. 148, An act in amendment of chapter 266 of the Public Statutes, relating to trespasses and malicious injuries.

To the Committee on Public Improvements,

House Bill No. 10 (In new draft with new title), An act in amendment of chapter 155, Laws of 1909, in relation to highways and bridges on trunk lines.

On motion of Senator Martin, the bill was referred to the Committee on the Judiciary.

To the Committee on Military Affairs,

House Bill No. 499, An act to amend chapter 102 of the

Laws of 1909, entitled "An act to revise and amend chapter 59 of the Laws of 1895, relating to the militia."

House Bill No. 56, An act to amend chapter 102 of the Laws of 1909, relating to the militia.

To the Committee on Finance,

House Bill No. 269, An act relating to the salary of the deputy state treasurer.

To the Committee on Revision of the Laws,

House Bill No. 274, An act to amend section 1 of chapter 5 of the Laws of 1907, relating to the protection of hackmen, carriage drivers, automobile drivers and expressmen.

House Bill No. 81, An act in amendment of chapter 277, Laws of 1909, authorizing the town of Woodstock to construct and maintain water works.

To the Committee on Forestry,

House Bill No. 197, An act in amendment of section 24, chapter 166 of the Laws of 1911, entitled "An act in amendment of chapter 128, Laws of 1909, entitled 'An act to improve the state system of forest protection.'"

To the Committee on Agriculture,

House Bill No. 185, An act in amendment of chapter 143, Session Laws of 1913, relating to the control of self-hunting dogs.

The following House Joint Resolution was read a first and second time and referred to the Committee on Forestry:

House Joint Resolution No. 7, Joint resolution for taking over certain lands in the town of Conway.

#### BILL FORWARDED.

The following entitled Senate Bill, having been printed, was taken from the table and ordered to a third reading this afternoon at two o'clock:

Senate Bill No. 31 (In a new draft with a new title),  
An act relative to costs in certain cases.

#### INTRODUCTION OF A BILL.

Senator Varney, under a suspension of the rules, sixteen senators having actually voted in favor thereof, introduced



the following entitled bill. On motion of the same senator, the rules were further suspended and the bill read a first and second time by its title, laid upon the table to be printed and referred to the Committee on the Judiciary:

Senate Bill No. 46, An act to amend the charter of the city of Rochester, known as chapter 241 of the Laws of 1891, entitled "An act to establish the city of Rochester," as amended by Laws of 1893, chapter 390, and Laws of 1913, chapter 366.

#### INTRODUCTION OF A COMMITTEE REPORT.

On motion of Senator Cain, the rules were so far suspended as to allow the introduction of a committee report.

Senator Cain, for the Committee on the Judiciary, to whom was referred Senate Bill No. 36, An act to establish a police commission for the town of Claremont, having considered the same, reported the same with the following amendment and recommended its passage:

Strike out all of section 10 and substitute the following:

"SECT. 10. This act shall take effect if it is accepted by the town at its annual meeting in March, 1915, by a majority of those present and voting upon the following question, which shall be submitted in the same way that the question of granting liquor licenses is submitted: Shall the town adopt the provisions of the Act of 1915, creating a police commission for the town of Claremont?"

The report of the committee was accepted and amendment adopted.

On motion of Senator Kenney, the rules were further suspended and the bill was read a third time by its title and passed.

#### BILLS ENGROSSED.

The following report of the Committee on Engrossed Bills was read and accepted.

The committee have examined and found correctly engrossed the following bills:

House Bill No. 84, An act to authorize the town of

Hopkinton to appropriate money for the celebration of the anniversary of the granting of its charter.

House Bill No. 91, An act to regulate time of payment of compensation of officers appointed by police commissioners of the city of Manchester.

House Bill No. 152, An act legalizing the biennial election of the town of Wakefield held November 3, 1914.

House Bill No. 264, An act to legalize the votes and proceedings of the town of Holderness at the biennial election held November 3, 1914.

Senate Bill No. 25, An act to incorporate Laconia Lodge, No. 876, of the Benevolent and Protective Order of Elks.

W. E. KINNEY,  
*For the Committee.*

#### BILL RETURNED FROM COMMITTEE ON ENGROSSED BILLS.

The following entitled House Bill, having been returned by the Committee on Engrossed Bills, was laid before the Senate:

House Bill No. 77, An act to amend the charter of the Granite State Fire Insurance company.

On motion of Senator Lucier, the rules were so far suspended as to permit the reconsideration of the votes whereby the bill was passed and ordered to a third reading.

On motion of the same senator, the votes were severally reconsidered, whereby the bill was passed and ordered to a third reading.

The bill being then upon its second reading, on motion of Senator Lucier, the bill was laid upon the table.

On motion of Senator Varney, the Senate adjourned.

#### AFTERNOON.

#### THIRD READINGS.

The following entitled bills and joint resolutions were read a third time and passed and sent to the House of Representatives for concurrence:

Senate Joint Resolution No. 2, Joint resolution in favor of John N. Haines.

Senate Joint Resolution No. 6, Joint resolution in favor of John G. Parsons.

Senate Joint Resolution No. 3, Joint resolution relating to municipal finance and accounts.

Senate Bill No. 31, An act relating to costs in certain cases.

The following entitled bill was read a third time:

Senate Bill No. 14, An act relating to music on Sunday.

The question being stated,

Shall the bill pass?

On motion of Senator Smith, the bill, with the question pending, was laid on the table and made a special order for next Tuesday, February 16, at 11.05 a. m.

The following entitled bill was read a third time and passed:

House Bill No. 155, An act to abolish the common council of the city of Manchester.

#### BILL TAKEN FROM THE TABLE.

On motion of Senator Lucier, the following entitled bill was taken from the table:

House Bill No. 198, An act relating to the protection of grade crossings.

The question being stated,

Shall the bill pass?

The affirmative prevailed on a *viva voce* vote, and the bill passed.

#### RECONSIDERATION OF VOTE.

Senator Martin moved that the vote be reconsidered whereby House Bill No. 10, entitled An act in amendment of chapter 155, Laws of 1909, in relation to highways and bridges on trunk lines, was referred to the Committee on the Judiciary.

The question being stated,

Shall the vote be reconsidered?

The affirmative prevailed on a *viva voce* vote.



On motion of Senator Martin, the bill was then referred to the Committee on Public Improvements.

INTRODUCTION OF A COMMITTEE REPORT.

On motion of Senator Martin, the rules were so far suspended as to allow the introduction of a committee report:

Senator Wagner, for the Committee on State Hospital, to whom was referred Senate Bill No. 20, An act relating to the care of a class of inmates of the state hospital, having considered the same, reported the same in a new draft with a new title, "An act authorizing the board of insane persons in private families," and recommended its passage.

The report was accepted and the bill read a first and second time.

On motion of Senator Crossman, the rules were further suspended, the printing of the bill dispensed with and the bill read a third time and passed.

On motion of Senator Musgrove, the Senate adjourned.

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THURSDAY, FEBRUARY 11, 1915.

The Senate met according to adjournment.

The reading of the journal having been commenced, on motion of Senator Bailey, the rules were so far suspended that its further reading was dispensed with.

COMMITTEE REPORTS.

Senator Cain, for the Committee on the Judiciary, to whom was referred Senate Bill No. 40, An act relating to attachment on mesne process, having considered the same, reported the same in a new draft and recommended its passage.

The report was accepted, and the bill in its new draft read a first and second time and laid upon the table to be printed.

Senator Varney, for the Committee on Finance, to whom

was referred House Joint Resolution No. 47, Joint resolution appropriating money to make effective the laws against bribery at elections, having considered the same, reported the same with the following amendment and recommended its passage:

Amend said resolution by striking out the words and figures "five thousand dollars (\$5,000)" in the first line and inserting in place thereof the words and figures "twenty-five hundred dollars (\$2500)."

The report was accepted, the amendment adopted and the joint resolution ordered to a third reading this afternoon at two o'clock.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 244, An act to change the name of Mud pond in the towns of Orange and Canaan, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

On motion of Senator Musgrove, the rules were suspended and the bill read a third time and passed.

Senator Varney, for the Committee on Finance, to whom was referred House Joint Resolution No. 9, Joint resolution in favor of the Amoskeag Veterans of Manchester, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution ordered to a third reading this afternoon at two o'clock.

On motion of Senator Kenney, the rules were suspended and the joint resolution read a third time and passed.

Senator Bailey, for the Committee on Forestry, to whom was referred House Bill No. 133, An act in amendment of chapter 147, Laws of 1907, relating to the suppression of the gypsy and brown-tail moths, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 105, An act to change the name of Spectacle pond in the town of Newbury;

House Bill No. 168, An act in amendment of the charter of the New Hampshire Bible Society;

House Bill No. 179, An act to change the name of the Hillsborough Bridge Congregational Society;

House Bill No. 102, An act relating to the labeling of wood alcohol, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at two o'clock.

#### BILLS ENGROSSED.

The following report of the Committee on Engrossed Bills was read and accepted.

The committee have examined and found correctly engrossed the following bill:

House Bill No. 41, An act to establish a new apportionment for the assessment of public taxes.

A. J. LUCIER,  
*For the Committee.*

#### INTRODUCTION OF BILLS.

Senator Perkins, under a suspension of the rules, sixteen senators having actually voted in favor thereof, introduced the following entitled bill. On motion of Senator Cain, the rules were so far suspended that the bill was read a first and second time by its title, laid upon the table to be printed and referred to the Committee on the Judiciary:

Senate Bill No. 47, An act in amendment of an act to incorporate the Exeter, Hampton & Amesbury Street Railway Employees' Relief Association.

Senator Perkins, under a suspension of the rules, sixteen senators having actually voted in favor thereof, introduced the following entitled bill, which was read a first and second



time, laid upon the table to be printed and referred to the Committee on the Judiciary:

Senate Bill No. 48, An act in amendment of section 5, chapter 82 of the Session Laws of 1913, entitled "An act for the assessment and collection of poll taxes, and in amendment of chapters 55 and 59 of the Public Statutes."

The following message was received from the House of Representatives by its clerk:

HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has passed bills with the following titles, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 31, An act in amendment of sections 2 and 4, chapter 113 of the Pamphlet Laws of 1901, entitled "An act in amendment and in addition to chapter 195 of the Public Statutes, entitled 'The rights of husband or wife surviving in the estate of the deceased husband or wife.'"

House Bill No. 186, An act to exempt that part of the estate of Josiah W. Brown, late of Boston, Mass., which is situated in Wolfeboro, and used for school purposes, from taxation.

House Bill No. 239, An act in amendment of chapter 41 of the Laws of 1815, entitled, "An act to incorporate the trustees of the widows' charitable fund."

House Bill No. 299, An act in amendment of section 16 of chapter 150 of the Public Statutes, relating to annual returns of corporations.

House Bill No. 328, An act to provide for an investigation of the water power of the state and for determining the best methods of utilizing the same.

House Bill No. 342, An act to ratify and confirm the organization and acts of the parish of Trinity church of Northfield and Sanbornton.

House Bill No. 369, An act authorizing the Capital Fire Insurance company to increase its capital stock.

## READ AND REFERRED.

On motion of Senator Martin, the rules were so far suspended that the following entitled bills sent up from the House of Representatives were severally read a first and second time and referred:

To the Committee on the Judiciary,

House Bill No. 299, An act in amendment of section 16 of chapter 150 of the Public Statutes, relating to annual returns of corporations.

House Bill No. 31, An act in amendment of sections 2 and 4, chapter 113 of the Pamphlet Laws of 1901, entitled "An act in amendment and in addition to chapter 195 of the Public Statutes, entitled 'The rights of husband or wife surviving in the estate of the deceased husband or wife.'"

House Bill No. 369, An act authorizing the Capital Fire Insurance company to increase its capital stock.

On motion of Senator Martin, the rules were so far suspended that reference to the committee was dispensed with and the last named bill read a third time and passed.

House Bill No. 342, An act to ratify and confirm the organization and acts of the parish of Trinity church of Northfield and Sanbornton.

To the Committee on Incorporations,

House Bill No. 239, An act in amendment of chapter 41 of the Laws of 1815, entitled "An act to incorporate the trustees of the widows' charitable fund."

To the Committee on Revision of the Laws,

House Bill No. 186, An act to exempt that part of the estate of Josiah W. Brown, late of Boston, Mass., which is situated in Wolfeboro, and used for school purposes, from taxation.

To the Committee on Public Improvements,

House Bill No. 328, An act to provide for an investigation of the water power of the state and for determining the best methods of utilizing the same.

On motion of Senator Cain, the Senate voted that the

rules be so far suspended that all business in order for two o'clock this afternoon be in order at the present time.

## THIRD READINGS.

Agreeably to the foregoing motion, the following entitled bills were severally read a third time and passed.

House Bill No. 179, An act to change the name of the Hillsborough Bridge Congregational Society.

House Bill No. 168, An act in amendment of the charter of the New Hampshire Bible Society.

House Bill No. 133, An act in amendment of chapter 147, Laws of 1907, relating to the suppression of the gypsy and brown-tail moths.

House Bill No. 102, An act relating to the labeling of wood alcohol.

House Bill No. 105, An act to change the name of Spectacle pond in the town of Newbury.

Agreeably to the foregoing motion, the following joint resolution was read a third time and passed and sent to the House of Representatives for concurrence in Senate amendment:

House Joint Resolution No. 47, Joint resolution appropriating money to make effective the laws against bribery at elections.

On motion of Senator Kenney, the Senate adjourned.

## AFTERNOON.

On motion of Senator Shirley, the following resolution was adopted:

*Resolved*, That when the Senate adjourns this afternoon, it adjourn to meet tomorrow morning at 9.30 o'clock, and when it adjourns Friday morning it be to meet Monday evening at 7.30 o'clock.

On motion of Senator Woodbury, the Senate adjourned.



FRIDAY, FEBRUARY 12, 1915.

The Senate met according to adjournment.

Senator Danforth, having assumed the chair, read the following communication:

MANCHESTER, N. H., February 12, 1915.

*Senator Danforth:*

Please preside for me at today's session of the New Hampshire Senate, and oblige,

GEORGE I. HASELTON,  
*President.*

The reading of the journal having been commenced, on motion of Senator Martin the rules were so far suspended that its further reading was dispensed with.

On motion of Senator Martin, the Senate adjourned.

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MONDAY, FEBRUARY 15, 1915.

The Senate met according to adjournment.

Senator Danforth, having assumed the chair, read the following communication:

MANCHESTER, N. H., February 15, 1915.

*Senator Danforth:*

Please preside for me at tonight's session of the New Hampshire Senate, and oblige,

GEORGE I. HASELTON,  
*President.*

The journal was read and approved.

On motion of Senator Crossman, the Senate adjourned.

TUESDAY, FEBRUARY 16, 1915.

The Senate met according to adjournment.

The journal was read and approved.

PETITION PRESENTED.

Presented by Senator Woodbury, Petition of Robert Fuller and others protesting against the passage of Senate Bill No. 14, An act relating to music on Sunday.

The petition was received and laid upon the table.

COMMITTEE REPORTS.

Senator Musgrove, for the Committee on Agriculture, to whom was referred House Bill No. 185, An act in amendment of chapter 143, Session Laws of 1913, relating to the control of self-hunting dogs, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 108, An act relating to the insane, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 13, An act in amendment of chapter 189 of Public Statutes, relating to filing statements with administration accounts, having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution adopted.

Senator Varney, for the Committee on Finance, to whom was referred House Joint Resolution No. 89, Joint resolution in favor of Albert P. Davis and others, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution ordered to a third reading this afternoon at two o'clock.

Senator Cain, for the Committee on the Judiciary, to whom was referred Senate Bill No. 15, An act relating to injuries upon highways, and in amendment of section 1, chapter 59, Laws of 1913, having considered the same, reported the same with the following amendment and recommended its passage:

Amend section 2 of said bill by inserting after the word "made" in the fifth line the words "nor for thirty days after the construction or repairs are completed," so that said section as amended shall read as follows:

"SECT. 2. Towns shall not be liable for such damages happening upon state roads within their borders, nor upon highways within their borders which are constructed or repaired in whole or in part by the state or by state aid, while such construction is in process or repairs being made, nor for thirty days after the construction or repairs are completed, but shall thereafter be liable as provided in section 1 of this act."

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at two o'clock.

#### ENGROSSED BILLS.

The following report of the Committee on Engrossed Bills was read and accepted.

The Committee on Engrossed Bills report that they have examined and found correctly engrossed the following bills and joint resolutions:

House Bill No. 26, An act to prohibit members of the governor's council from being appointed to other positions of profit or emolument.

House Bill No. 102, An act relating to the labeling of wood alcohol.

House Bill No. 105, An act to change the name of Spectacle pond in the town of Newbury.

House Bill No. 133, An act in amendment of chapter 147,



Laws of 1907, relating to the suppression of the gypsy and brown-tail moths.

House Bill No. 155, An act to abolish the common council of the city of Manchester.

House Bill No. 168, An act in amendment of the charter of the New Hampshire Bible Society.

House Bill No. 176, An act to authorize the town of Orford to appropriate money for the celebration of the anniversary of the granting of its charter.

House Bill No. 179, An act to change the name of the Hillsborough Bridge Congregational Society.

House Bill No. 198, An act relating to the protection of grade crossings.

House Bill No. 244, An act to change the name of Mud pond in the towns of Canaan and Orange.

House Bill No. 369, An act authorizing the Capital Fire Insurance company to increase its capital stock.

House Joint Resolution No. 9, Joint resolution in favor of the Amoskeag Veterans of Manchester.

House Joint Resolution No. 47, Joint resolution appropriating money to make effective the laws against bribery at elections.

House Joint Resolution No. 90, Joint resolution in favor of the widow of the late James H. Caine.

A. J. LUCIER,  
*For the Committee.*

#### FORWARDING OF A BILL.

The following entitled Senate bill, having been printed, was taken from the table and ordered to a third reading this afternoon at two o'clock:

Senate Bill No. 40 (In new draft), An act relating to attachment on mesne process.

#### SPECIAL ORDER.

Senator Smith called for the special order at 11.05 o'clock, it being, Senate Bill No. 14, An act relating to music on Sunday.

The question being,  
Shall the bill pass?

(Discussion ensued.)

Senator Martin moved that the bill be indefinitely postponed.

The question being stated,  
Shall the bill be indefinitely postponed?  
Senator Wagner demanded a division.

A division being had, and seventeen senators having voted in the affirmative and three senators having voted in the negative, the affirmative prevailed and the bill was indefinitely postponed.

#### BILL TAKEN FROM THE TABLE.

On motion of Senator Lucier, the following entitled bill was taken from the table and considered:

House Bill No. 77, An act to amend the charter of the Granite State Fire Insurance company.

On motion of Senator Lucier, the following amendment was adopted and the bill as amended ordered to a third reading this afternoon at two o'clock:

Amend section 1 by striking out the first three lines and inserting in place thereof the following: "Section 2 of chapter 161, Laws of 1885, is hereby amended by adding"; further amend said section by inserting a comma after the word "tornado" in the fourth line; further amend said section by striking out the word "and" after the word "fire" in the last line thereof, and further amend by inserting a comma after the word "fire" and the word "tornado" in the last line thereof, so that said section as amended shall read as follows:

"SECTION 1. Section 2 of chapter 161, Laws of 1885, is hereby amended by adding at the end thereof the words 'tornado and hail,' so that said section as amended shall read as follows: 'SECT. 2. That Frank Jones, Edwin Wallace, Samuel C. Fisher, John W. Sanborn, Charles H. Sawyer, Alvah W. Sulloway, George H. Stowell, Thomas

G. Jameson, and John F. Cloutman, and their associates, successors and assigns, be and they hereby are incorporated and made a body politic by the name of the Granite State Fire Insurance company, to be located within this state where the board of directors may determine; with authority to have and exercise all the powers and privileges incident to corporations of a simillar nature, for the purpose of making and effecting insurance against losses by fire, lightning, tornado, and hail.'''

On motion of Senator Lucier, the rules were suspended, the bill read a third time by its title, passed and sent to the House of Representatives for concurrence in Senate amendments.

On motion of Senator Musgrove, the Senate voted that the rules be so far suspended that all business in order for two o'clock this afternoon be in order at the present time.

#### THIRD READINGS.

Agreeably to the foregoing motion, the following entitled bill was read a third time, passed and sent to the House of Representatives:

Senate Bill No. 15, An act relating to injuries upon highways and in amendment of section 1, chapter 59, Laws of 1893.

On motion of Senator Martin, the rules were so far suspended that the following entitled Senate bill was read a third time by its title, passed and sent to the House of Representatives:

Senate Bill No. 40 (In new draft), An act relating to attachments on mesne process.

On motion of Senator Martin, the rules were so far suspended that the following entitled House bills were read a third time by their title and passed:

House Bill No. 185, An act in amendment of chapter 143, Session Laws of 1913, relating to the control of self-hunting dogs.

House Bill No. 108, An act relating to the insane.



The following House joint resolution was read a third time and passed:

House Joint Resolution No. 89, Joint resolution in favor of Albert P. Davis and others.

The following message was received from the House of Representatives by its clerk:

HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has passed bills with the following titles, and joint resolutions in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 71, An act to abolish Fast Day and to provide for Patriots' Day.

House Bill No. 131, An act to restrict the use of common towels.

House Bill No. 260, An act to amend the charter of the New Hampshire Fire Insurance company to permit said company to insure against losses by explosion and sprinkler leakage.

House Bill No. 270, An act in amendment of section 4 of chapter 56 of the Public Statutes, as amended by section 1 of chapter 95 of the Laws of 1907, relating to the exemption from taxation of veterans of the Civil War and their wives and widows.

House Bill No. 327, An act in amendment of chapter 39 of the Session Laws of 1911, relating to contracts by street railways for sprinkling streets.

House Bill No. 376, An act in amendment of chapter 154 of the Laws of 1913, relating to the payment of certain moneys into the state treasury.

House Bill No. 418, An act authorizing the Phenix Mutual Fire Insurance company of Concord, New Hampshire, to increase its guaranty capital.

House Bill No. 450, An act to restore the homestead farms of Samuel H. Bartlett and William A. Jenkins to the town of Lee for school purposes.

House Bill No. 489, An act in amendment of section 2,

chapter 51 of the Public Statutes, relating to public cemeteries and parks.

House Joint Resolution No. 11, Joint resolution to provide for deficiency in the forest fire appropriation.

House Joint Resolution No. 58, Joint resolution in favor of John D. French.

House Bill No. 508, An act to authorize the town of Cornish to appropriate money for the celebration of the anniversary of the granting of its charter.

House Bill No. 507, An act to authorize the town of Charlestown to appropriate money for the celebration of the town fair.

House Bill No. 502, An act to provide for the assessment and collection of an annual state tax for the term of two years.

#### READ AND REFERRED.

On motion of Senator Varney, the rules were so far suspended that the following entitled bills sent up from the House of Representatives were read a first and second time by their titles and referred:

To the Committee on Public Health,

House Bill No. 131, An act to restrict the use of common towels.

To the Committee on the Judiciary,

House Bill No. 507, An act to authorize the town of Charlestown to appropriate money for the celebration of the town fair;

House Bill No. 418, An act authorizing the Phenix Mutual Fire Insurance company of Concord, New Hampshire, to increase its guaranty capital;

House Bill No. 376, An act in amendment of chapter 154 of the Laws of 1913, relating to the payment of certain moneys into the state treasury;

House Bill No. 508, An act to authorize the town of Cornish to appropriate money for the celebration of the anniversary of the granting of its charter;

House Bill No. 270, An act in amendment of section 4 of

chapter 56 of the Public Statutes, as amended by section 1 of chapter 95 of the Laws of 1907, relating to the exemption from taxation of veterans of the Civil War and their wives and widows;

House Bill No. 260, An act to amend the charter of the New Hampshire Fire Insurance company to permit said company to insure against losses by explosion and sprinkler leakage;

House Bill No. 71, An act to abolish Fast Day and to provide for Patriots' Day.

To the Committee on Revision of the Laws,

House Bill No. 489, An act in amendment of section 2, chapter 51 of the Public Statutes, relating to public cemeteries and parks;

House Bill No. 327, An act in amendment of chapter 39 of the Session Laws of 1911, relating to contracts by street railways for sprinkling streets.

To the Committee on Towns and Parishes,

House Bill No. 450, An act to restore the homestead farms of Samuel H. Bartlett and William A. Jenkins to the town of Lee for school purposes.

To the Committee on Finance,

House Bill No. 502, An act to provide for the assessment and collection of an annual state tax for the term of two years.

The following joint resolutions sent up from the House of Representatives were severally read a first and second time and referred to the Committee on Finance:

House Joint Resolution No. 11, Joint resolution to provide for deficiency in the forest fire appropriation.

House Joint Resolution No. 58, Joint resolution in favor of John D. French.

On motion of Senator Bailey, the Senate adjourned.

#### AFTERNOON.

On motion of Senator Varney, the Senate adjourned.



## WEDNESDAY, FEBRUARY 17, 1915.

The Senate met according to adjournment.

The reading of the journal having been commenced, on motion of Senator Musgrove, the rules were so far suspended that its further reading was dispensed with.

## INTRODUCTION OF BILLS.

Senator Shannon, under a suspension of the rules, sixteen senators having actually voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed and referred to the Committee on Incorporations:

Senate Bill No. 49, An act in amendment of an act entitled, "An act to incorporate Laconia Lodge, Number 876, of the Benevolent and Protective Order of Elks," passed at the session of the legislature in 1915.

Senator Kinney, under a suspension of the rules, sixteen senators having actually voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary:

Senate Bill No. 50, An act to repeal sections 5 and 6 of chapter 146 of the Laws of 1913, relating to fees paid by savings Banks, Companies, Associations and other corporations, for examinations by the bank commissioner.

## COMMITTEE REPORTS.

Senator Bailey, for the Committee on Forestry, to whom was referred House Bill No. 197, An act in amendment of section 24, chapter 166, Laws of 1911, entitled "An act in amendment of chapter 128, Laws of 1909, entitled 'An act to improve the state system of forest protection,'" having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

Senator Lucier, for the Committee on the Judiciary,

to whom was referred House Bill No. 210, An act authorizing a trustee of an estate, with the approval of the judge of probate, to mortgage or lease real estate and to purchase fractional parts of real estate;

House Bill No. 221, An act in amendment of section 2 of chapter 235 of the Laws of 1907, relating to the Mount Crescent Water company, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at two o'clock.

Senator Lucier, for the Committee on the Judiciary, to whom was referred House Bill No. 130, An act in amendment of chapter 40, section 4 of Public Statutes, as amended, relating to the powers and duties of towns;

House Bill No. 158, An act in amendment of chapter 184 of the Public Statutes, relating to the times and places of holding courts of probate;

House Bill No. 38, An act in amendment of section 21, chapter 278 of the Public Statutes, relating to homicide and offenses against the person, having considered the same, reported the same with the following resolutions:

*Resolved*, That they are inexpedient to legislate.

The reports were accepted and the resolutions adopted.

Senator Kinney, for the Committee on the Judiciary, to whom was referred House Bill No. 508, An act to authorize the town of Cornish to appropriate money for the celebration of the anniversary of the granting of its charter;

House Bill No. 260, An act to amend the charter of the New Hampshire Fire Insurance company to permit said company to insure against losses by explosion and sprinkler leakage;

Senate Bill No. 48, An act in amendment of section 5, chapter 82 of the Session Laws of 1913, entitled "An act for the assessment and collection of poll taxes, and in amendment of chapters 55 and 59 of the Public Statutes;"

House Bill No. 299, An act in amendment of section 16

of chapter 150 of the Public Statutes, relating to annual returns of corporations;

House Bill No. 418, An act authorizing the Phenix Mutual Fire Insurance company of Concord, New Hampshire, to increase its guaranty capital;

Senate Bill No. 47, An act in amendment of an act to incorporate the Exeter, Hampton & Amesbury Street Railway Employees' Relief Association;

House Bill No. 34, An act in amendment of section 6 of chapter 176, Public Statutes, relative to dower or curtesy rights of insane persons, having considered the same reported the same without amendment and recommended their passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at two o'clock.

Senator Kinney, for the Committee on the Judiciary, to whom was referred House Bill No. 270, An act in amendment of section 4 of chapter 56 of the Public Statutes, as amended by section 1 of chapter 95 of the Laws of 1907, relating to the exemption from taxation of veterans of the Civil War and their wives and widows;

House Bill No. 382, An act in amendment of chapter 40 of the Laws of 1899, entitled "An act regulating the investments of certain trust funds held by towns and cities," having considered the same, reported the same with the following resolutions:

*Resolved*, That they are inexpedient to legislate.

The reports were accepted and the resolutions adopted.

The following message was received from the House of Representatives by its clerk:

#### HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has voted to concur with the Honorable Senate in its amendments to the following entitled bill:

House Bill No. 77, An act to amend the charter of the Granite State Fire Insurance company.



The message also announced that the House of Representatives has passed bills with the following titles, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 60, An act to amend the charter of the city of Dover.

House Bill No. 132, An act in amendment of section 1, chapter 184 of the Public Statutes, relating to times and places of holding courts of probate.

House Bill No. 134, An act in amendment of section 6, chapter 155, Laws of 1913, relating to the clearing of lumber slash along highways.

House Bill No. 187, An act to punish the making or use of false statements to obtain property or credit.

House Bill No. 474, An act in amendment of section 1, chapter 14, Laws of 1913, and chapter 73 of the Public Statutes, relating to highway agents.

House Bill No. 498, An act establishing municipal courts and abolishing existing police courts.

House Bill No. 503, An act to improve the public health service.

House Bill No. 504, An act amending section 22 of chapter 157 of the Public Statutes, relating to railroad corporations and proprietors of railroads.

House Bill No. 505, An act relating to insurance brokers.

House Bill No. 506, An act amending section 7 of chapter 169 of the Public Statutes, relating to agents of insurance companies.

House Bill No. 510, An act in amendment of chapter 43, Session Laws of 1903, relating to state nursery inspector.

House Bill No. 512, An act in amendment of section 20 of chapter 264 of the Public Statutes, relating to offences against the police of towns.

House Bill No. 514, An act enabling the town of New-castle to contract with the city of Portsmouth for water service.

House Bill No. 291, An act in relation to sanitation of schoolhouses.

The message further announced that the House of Representatives concurred with the Honorable Senate in the passage of the following entitled bill, with amendments, in the passage of which amendments the House asks the concurrence of the Honorable Senate:

Senate Bill No. 36, An act to establish a police commission for the town of Claremont.

Amend section 1 by striking out the word "five" in line 3 of the printed bill, and inserting in place thereof the word "three," so that said section as amended shall read as follows:

"SECTION 1. The management, appointment and removal of all police officers in the town of Claremont shall be vested in a board of three police commissioners, who shall serve without compensation unless the town votes to pay them, but shall be allowed for their expenses such sums as the selectmen see fit or the town may appropriate."

Amend section 4 by striking out the word "five" in lines 3 and 14 of the printed bill and inserting in place thereof the word "three"; further amend by striking out in lines 7 and 8 the following: "one for the term of four years and one for the term of five years"; further amend by inserting after the word "years" in line 6 the word "and," and further amend by striking out the word "three" in line 18 and inserting in place thereof the word "two," so that said section as amended shall read as follows:

"SECT. 4. On or before the fifteenth day of February, 1915, the governor, with the advice and consent of the council, shall appoint three police commissioners, all of whom shall be residents of said Claremont, one of whom shall hold office for one year from the fifteenth day of February, 1915, one for the term of two years, and one for the term of three years, from said date or until their successors are appointed and qualified and annually thereafter on or before the fifteenth day of February, the governor, with the advice and consent of his council, shall appoint some person qualified as aforesaid to succeed the commissioner whose term expires, who shall serve the full term of three years. Any

vacancy in the board shall be filled in the same manner only for the unexpired term. Removal from the town shall create a vacancy in the office of the removing commissioner. No more than two commissioners shall belong to the same political party."

Amend section 4 by striking out in the first and second lines the words "on or before the fifteenth day of February, 1915," and inserting in place thereof the words "within thirty days from the adoption of this act by said town of Claremont"; also by striking out in the fifth and sixth lines the words "from the fifteenth day of February, 1915," and inserting in place thereof the words "from date of said appointment," so that said section as amended shall read:

"SECT. 4. Within thirty days from the adoption of this act by said town of Claremont, the governor, with the advice and consent of the council, shall appoint three police commissioners, all of whom shall be residents of said Claremont, one of whom shall hold office for one year from date of said appointment, one for the term of two years, one for the term of three years, from said date or until their successors are appointed and qualified; and annually thereafter on or before the fifteenth day of February, the governor, with the advice and consent of his council, shall appoint some person qualified as aforesaid to succeed the commissioner whose term expires, who shall serve the full term of three years. Any vacancy in the board shall be filled in the same manner only for the unexpired term. Removal from the town shall create a vacancy in the office of the removing commissioner. No more than two commissioners shall belong to the same political party."

On motion of Senator Lucier, the Senate voted to concur with the House of Representatives in its amendments to the foregoing bill.

#### READ AND REFERRED.

On motion of Senator Kenney, the following entitled bills sent up from the House of Representatives were severally read a first and second time and referred:



To the Committee on the Judiciary,

House Bill No. 132, An act in amendment of section 1, chapter 184 of the Public Statutes, relating to times and places of holding courts of probate.

House Bill No. 60, An act to amend the charter of the city of Dover.

House Bill No. 187, An act to punish the making or use of false statements to obtain property or credit.

House Bill No. 498, An act establishing municipal courts and abolishing existing police courts.

House Bill No. 504, An act amending section 22 of chapter 157 of the Public Statutes, relating to railroad corporations and proprietors of railroads.

House Bill No. 505, An act relating to insurance brokers.

House Bill No. 506, An act amending section 7 of chapter 169 of the Public Statutes, relating to agents of insurance companies.

House Bill No. 512, An act in amendment of section 20 of chapter 264 of the Public Statutes, relating to offences against the police of towns.

House Bill No. 514, An act enabling the town of Newcastle to contract with the city of Portsmouth for water service.

To the Committee on Public Health,

House Bill No. 291, An act in relation to the sanitation of schoolhouses.

House Bill No. 503, An act to improve the public health service.

To the Committee on Forestry,

House Bill No. 134, An act in amendment of section 6, chapter 155, Laws of 1913, relating to the clearing of lumber slash along highways.

To the Committee on Agriculture,

House Bill No. 510, An act in amendment of chapter 43, Session Laws of 1903, relating to state nursery inspector.

To the Committee on Revision of the Laws,

House Bill No. 474, An act in amendment of section 1,

chapter 14, Laws of 1913, and chapter 73 of the Public Statutes, relating to highway agents.

On motion of Senator Crossman, the Senate adjourned.

### AFTERNOON.

#### THIRD READINGS.

The following entitled bills were severally read a third time and passed:

House Bill No. 197, An act in amendment of section 24, chapter 166, Laws of 1911, entitled "An act in amendment of chapter 128, Laws of 1909, entitled 'An act to improve the state system of forest protection.'"

House Bill No. 508, An act to authorize the town of Cornish to appropriate money for the celebration of the anniversary of the granting of its charter.

House Bill No. 260, An act to amend the charter of the New Hampshire Fire Insurance company to permit said company to insure against losses by explosion and sprinkler leakage.

House Bill No. 299, An act in amendment of section 16 of chapter 150 of the Public Statutes, relating to annual returns of corporations.

House Bill No. 418, An act authorizing the Phenix Mutual Fire Insurance company of Concord, New Hampshire, to increase its guaranty capital.

House Bill No. 221, An act in amendment of section 2 of chapter 235 of the Laws of 1907, relating to the Mount Crescent Water company.

House Bill No. 210, An act authorizing a trustee of an estate, with the approval of the judge of probate, to mortgage or lease real estate and to purchase fractional parts of real estate.

House Bill No. 34, An act in amendment of section 6 of chapter 176, Public Statutes, relative to dower or curtesy rights of insane persons.

The following entitled Senate bills were severally read

a third time, passed and sent to the House of Representatives for concurrence:

Senate Bill No. 48, An act in amendment of section 5, chapter 82 of the Session Laws of 1913, entitled "An act for the assessment and collection of poll taxes, and in amendment of chapters 55 and 59 of the Public Statutes."

Senate Bill No. 47, An act in amendment of an act to incorporate the Exeter, Hampton & Amesbury Street Railway Employees' Relief Association.

#### LEAVES OF ABSENCE.

Senator Martin was granted leave of absence for the afternoon on account of important business.

Senator Danforth was granted leave of absence for the afternoon on account of important business.

On motion of Senator Shannon, the Senate adjourned.

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#### THURSDAY, FEBRUARY 18, 1915.

The Senate met according to adjournment.

The reading of the journal having been commenced, on motion of Senator Varney the rules were so far suspended that its further reading was dispensed with.

#### INTRODUCTION OF BILLS.

Senator Martin, under a suspension of the rules, sixteen senators having actually voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary:

Senate Bill No. 51, An act to revive the charter of the Pittsfield Loan & Trust Company as incorporated by chapter 213, Laws of 1901.

Senator Bailey, under a suspension of the rules, sixteen senators having actually voted in favor thereof, introduced the following entitled bills:



On motion of Senator Crossman, the rules were further suspended and the bills were read a first and second time by their titles, laid upon the table to be printed and referred to the Committee on Incorporations.

Senate Bill No. 52, An act to incorporate the Fidelity Trust Company of Berlin.

Senate Bill No. 53, An act to incorporate the Errol and Berlin Electric Railway Company.

#### COMMITTEE REPORTS.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 73, An act to change the ward lines of the city of Manchester, having considered the same, reported the same with the following amendments and recommended its passage:

Amend section 1 by striking out the paragraph beginning "Ward No. 2 shall include" and ending "to the center line of Salmon Street" and inserting in place thereof the following: "Ward No. 2 shall include that part of the city bounded by the following described lines: Beginning at the intersection of the center line of the Merrimack River with the center line of West Salmon Street; thence easterly by the center line of West Salmon Street and Salmon Street to the center line of Beech Street; thence northerly by the center line of Beech Street to the center line of Webster Street; thence easterly by the center line of Webster Street to the center line of the Smyth Road; thence northeasterly by the center line of the Smyth Road to the center line of the Mammoth Road; thence easterly by the center line of the Neal Road to the Manchester-Hooksett town line; thence southeasterly by the Manchester-Hooksett town line to the Manchester-Auburn town line; thence southerly by the Manchester-Auburn town line to the center line of the Candia Road; thence southwesterly by the center line of the Candia Road to the center line of Bridge Street Extension; thence westerly by the center line of Bridge Street Extension to the Mammoth Road; thence westerly by the center line of Bridge Street to the westerly line of Derry-

field Park; thence northerly by the westerly line of Derryfield Park to the center line of Orange Street; thence westerly by the center line of Orange Street to the center line of Elm Street; thence northerly by the center line of Elm Street to the center line of West Brook Street; thence westerly by the center line of West Brook Street to the center line of the Merrimack River"; also by striking out the paragraph beginning "Ward No. 9 shall include" and ending "to the center line of West Salmon Street extended westerly," and inserting instead thereof the following: "Ward No. 9 shall include that part of the city bounded by the following described lines: Beginning at the intersection of the center line of the Merrimack River with the center line of West Brook Street extended westerly; thence easterly by the center line of West Brook Street extended and the center line of West Brook Street to the center line of Elm Street; thence southerly by the center line of Elm Street to the center line of Cove Street; thence westerly by the center line of Cove Street and the center line of Cove Street extended to the center line of the Merrimack River; thence northerly by the center line of the Merrimack River to the center line of West Brook Street extended westerly."

The report was accepted and amendments adopted.

Senator Kenney moved that the bill, as amended, be recommitted to the Committee on the Judiciary for amendment.

The question being stated,

Shall the bill be recommitted?

The negative prevailed on a *viva voce* vote and the motion was lost.

Senator Kenney moved that the bill, as amended, be made a special order for next Tuesday at 11.05 o'clock.

(Discussion ensued.)

The question being stated,

Shall the bill, as amended, be made a special order for next Tuesday at 11.05 o'clock?

The negative prevailed on a *viva voce* vote and the motion was lost.

Senator Kenney demanded the yeas and nays.

(Discussion ensued.)

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:

Senators Musgrove, Lucier, Martin, Kenney, Parsons.

The following named senators voted in the negative.

Senators Bailey, Crossman, Woodbury, Shirley, Shannon, Clark, Kinney, Danforth, Cain, Smith, Howard, Weeks, Wagner, Marcotte, Varney, Mathes, Perkins.

Five senators having voted in the affirmative and seventeen senators having voted in the negative, the negative prevailed and the motion to make the bill a special order for next Tuesday at 11.05 o'clock was declared lost.

Question being stated,

Shall the bill be read a third time?

On motion of Senator Kenney, the rules were so far suspended that the bill, as amended, was read a third time by its title, passed, and sent to the House of Representatives for concurrence in Senate amendments.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 507, An act to authorize the town of Charlestown to appropriate money for the celebration of the town fair, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

On motion of Senator Kinney, the rules were suspended and the bill read a third time and passed.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 504, An act amending section 22 of chapter 157 of the Public Statutes, relating to railroad corporations and proprietors of railroads;

House Bill No. 514, An act enabling the town of Newcastle to contract with the city of Portsmouth for water service, having considered the same, reported the same without amendment and recommended their passage.



The reports were accepted and the bills severally ordered to a third reading this afternoon at two o'clock.

Senator Varney, for the Committee on Finance, to whom was referred House Bill No. 269, An act relating to the salary of the deputy state treasurer;

House Bill No. 502, An act to provide for the assessment and collection of an annual state tax for the term of two years, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at two o'clock.

Senator Martin, for the Committee on Towns and Parishes, to whom was referred House Bill No. 238, An act to repeal an act passed by the legislature of New Hampshire June 22nd, 1853, disannexing "Charles S. Wiggin and Henry E. Wiggin from the town of Colebrook and annexing the same to Stewartstown for the purpose of schooling," having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

Senator Bailey, for the Committee on Forestry, to whom was referred House Joint Resolution No. 7, Joint resolution for taking over certain lands in the town of Conway, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution referred to the Committee on Finance under the rules.

Senator Kinney, for the Committee on Banks, to whom was referred Senate Bill No. 23, An act in amendment of chapter 215 of the Session Laws of 1891, entitled "An act to incorporate the Manchester Safety Deposit and Trust Company," having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

Senator Varney, for the Committee on Finance, to whom was referred House Joint Resolution No. 58, Joint resolu-

tion in favor of John D. French, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution ordered to a third reading this afternoon at two o'clock.

Senator Varney, for the Committee on Railroads, to whom was referred House Bill No. 140, An act to amend the charter of the Concord, Dover & Rochester Street Railway, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

#### MAJORITY AND MINORITY REPORT.

Senator Varney, for a majority of the Committee on Railroads, to whom was referred House Bill No. 496, An act in amendment of chapter 107, Laws of 1909, as amended by chapter 92, Laws of 1913, relating to mileage books, having considered the same, reported the same without amendment and recommended its passage.

Senators Wagner and Parsons, a minority of the Committee on Railroads, to whom was referred House Bill No. 496, An act in amendment of chapter 107, Laws of 1909, as amended by chapter 92, Laws of 1913, relating to mileage books, having considered the same, reported the same with the following resolution:

*Resolved*, that it is inexpedient to legislate.

The reports were accepted.

Senator Wagner moved that the report of the minority be substituted for that of the majority and, with that question pending, on motion of the same senator the bill was made a special order for next Wednesday at 11.05 o'clock.

#### RECONSIDERATION OF VOTE.

On motion of Senator Smith, the following resolution was adopted:

*Resolved*, That the vote whereby the Senate adopted the resolution of the Committee on the Judiciary that it was

inexpedient to legislate on House Bill No. 130, An act in amendment of chapter 40, section 4 of Public Statutes, as amended, relating to the powers and duties of towns, be reconsidered.

The resolution was adopted.

The question being,

Shall the report of the Committee on the Judiciary, that it is inexpedient to legislate be adopted?

The negative prevailed on a *viva voce* vote.

On motion of Senator Smith, the bill was recommitted to the Committee on the Judiciary.

The following message was received from the House of Representatives by its clerk:

#### HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has passed bills with the following titles, and joint resolutions, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 12, An act for a highway from West Ossipee to Tamworth village and Whittier road.

House Bill No. 33, An act relating to the salary of the deputy register of probate of the county of Rockingham.

House Bill No. 135, An act to incorporate the Bennington Home Benefit Association.

House Bill No. 347, An act to incorporate Stephen J. Wentworth Camp, No. 14, Sons of Veterans, U. S. A., of Somersworth, N. H.

House Bill No. 348, An act to incorporate the Hanson Family Association.

House Bill No. 336, An act relating to preferences in state contracts and state work.

House Joint Resolution No. 13, Joint resolution in favor of repairing Sugar Loaf road in the town of Alexandria.

House Joint Resolution No. 31, Joint resolution in favor of redecorating the state library building.

House Joint Resolution No. 39, Joint resolution in favor



of repairing Tumbledown Dick road in the town of Brookfield.

House Joint Resolution No. 42, Joint resolution in favor of the Granite State Deaf Mute Mission.

House Joint Resolution No. 45, Joint resolution in favor of industrial institution for the blind.

House Joint Resolution No. 53, Joint resolution in favor of Freedom, Effingham and Ossipee Center road in Freedom.

House Joint Resolution No. 92, Joint resolution in favor of the widow of William H. Moran.

#### READ AND REFERRED.

On motion of Senator Martin, the rules were so far suspended that the following entitled bills sent up from the House of Representatives were severally read a first and second time by their titles and referred:

To the Committee on the Judiciary,

House Bill No. 33, An act relating to the salary of the deputy register of probate of the county of Rockingham.

House Bill No. 336, An act relating to preferences in state contracts and state work.

To the Committee on Incorporations,

House Bill No. 135, An act to incorporate the Bennington Home Benefit Association.

House Bill No. 347, An act to incorporate Stephen J. Wentworth Camp, No. 14, Sons of Veterans, U. S. A., of Somersworth, N. H.

House Bill No. 348, An act to incorporate the Hanson Family Association.

To the Committee on Roads, Bridges and Canals,

House Bill No. 12, An act for a highway from West Ossipee to Tamworth village and Whittier road.

The following joint resolutions sent up from the House of Representatives were severally read a first and second time and referred:

To the Committee on the Judiciary,

House Joint Resolution No. 45, Joint resolution in favor of industrial institution for the blind.

To the Committee on Finance,  
House Joint Resolution No. 31, Joint resolution in favor of redecorating the state library building.

House Joint Resolution No. 42, Joint resolution in favor of the Granite State Deaf Mute Mission.

House Joint Resolution No. 39, Joint resolution in favor of repairing Tumbledown Dick road in the town of Brookfield.

To the Committee on Roads, Bridges and Canals,  
House Joint Resolution No. 13, Joint resolution in favor of repairing Sugar Loaf road in the town of Alexandria.

House Joint Resolution No. 53, Joint resolution in favor of Freedom, Effingham and Ossipee Center road in Freedom.

To the Committee on Finance,  
House Joint Resolution No. 92, Joint resolution in favor of the widow of William H. Moran.

On motion of Senator Crossman, the rules were so far suspended that reference to the committee was dispensed with and the last named joint resolution was read a third time and passed.

On motion of Senator Varney, the Senate voted that all business in order for two o'clock this afternoon be in order at the present time.

#### THIRD READING.

Agreeably to the foregoing motion, the following entitled bills and joint resolutions were read a third time and passed:

House Joint Resolution No. 58, Joint resolution in favor of John D. French.

On motion of Senator Martin, the rules were suspended and the following entitled bill read a third time by its title, passed and sent to the House of Representatives for concurrence:

Senate Bill No. 23, An act in amendment of chapter 215 of the Session Laws of 1891, entitled "An act to incorporate the Manchester Safety Deposit and Trust company."

On motion of Senator Martin, the rules were suspended

and the following entitled bills were read a third time by their title and passed:

House Bill No. 140, An act to amend the charter of the Concord, Dover & Rochester Street Railway.

House Bill No. 502, An act to provide for the assessment and collection of an annual state tax for the term of two years.

House Bill No. 269, An act relating to the salary of the deputy state treasurer.

House Bill No. 504, An act amending section 22 of chapter 157 of the Public Statutes, relating to railroad corporations and proprietors of railroads.

House Bill No. 238, An act to repeal an act passed by the legislature of New Hampshire June 22nd, 1853, disannexing "Charles S. Wiggin and Henry E. Wiggin from the town of Colebrook and annexing the same to Stewartstown for the purpose of schooling."

House Bill No. 514, An act enabling the town of Newcastle to contract with the city of Portsmouth for water service.

The following message was received from the House of Representatives by its clerk:

HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has passed a bill with the following title, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 516, An act to establish water works in the town of Carroll.

READ AND REFERRED.

On motion of Senator Martin, the rules were so far suspended that the following entitled bill sent up from the House of Representatives was read a first and second time by its title and referred to the Committee on the Judiciary:

House Bill No. 516, An act to establish water works in the town of Carroll.



On motion of Senator Crossman, the rules were suspended, reference to the committee dispensed with and the bill ordered to third a reading at the present time.

On motion of Senator Varney, the rules were further suspended and the bill read a third by its title and passed.

#### LEAVE OF ABSENCE.

Senator Marcotte was granted leave of absence for the afternoon on account of important business.

On motion of Senator Parsons, the Senate adjourned.

#### AFTERNOON.

On motion of Senator Perkins, the following resolution was adopted:

*Resolved*, That when the Senate adjourns this afternoon, it adjourn to meet tomorrow morning at 9.30 o'clock, and when it adjourns Friday morning it be to meet Monday evening at 7.30 o'clock.

The following message was received from the House of Representatives by its clerk:

#### HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has passed a bill with the following title, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 139, An act to establish water works in the town of Troy.

#### READ AND REFERRED.

On motion of Senator Martin, the rules were so far suspended that the following entitled bill sent up from the House of Representatives was read a first and second time by its title and referred to the Committee on the Judiciary:

House Bill No. 139, An act to establish water works in the town of Troy.

On motion of Senator Musgrove, the rules were suspended, reference to the committee dispensed with and the bill read a third time by its title and passed.

On motion of Senator Kenney, the Senate adjourned.

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FRIDAY, FEBRUARY 19, 1915.

The Senate met according to adjournment.

Senator Danforth, having assumed the chair, read the following communication:

MANCHESTER, N. H., February 19, 1915.

*Senator Danforth:*

Please preside for me at today's session of the New Hampshire Senate, and oblige,

GEORGE I. HASELTON,  
*President.*

The journal was read and approved.

There being manifestly no quorum present, Senator Danforth declared the Senate adjourned until Monday evening, 7.30 o'clock.

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MONDAY, FEBRUARY 22, 1915.

The Senate met according to adjournment.

Senator Kinney, having assumed the chair, read the following communication:

MANCHESTER, N. H., February 22, 1915.

*Senator Kinney:*

Please preside for me at tonight's session of the New Hampshire Senate, and oblige,

GEORGE I. HASELTON,  
*President.*

The journal was read and approved.

On motion of Senator Shirley, the Senate adjourned.

## TUESDAY, FEBRUARY 23, 1915.

The Senate met according to adjournment.

The journal was read and approved.

## COMMITTEE REPORTS.

Senator Wagner, for the Committee on Revision of the Laws, to whom was referred, Senate Bill No. 12, An act in amendment of chapter 42, Laws of 1903, entitled "An act to reimburse the town or county for aid furnished paupers;"

Senate Bill No. 21, An act in amendment of section 1 of chapter 170 of the Public Statutes, relating to the form of insurance contracts;

House Bill No. 327, An act in amendment of chapter 39 of the Session Laws of 1911, relating to contracts by street railways for sprinkling streets;

House Bill No. 81, An act in amendment of chapter 277, Laws of 1909, authorizing the town of Woodstock to construct and maintain water works, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at two o'clock.

Senator Varney, for the Committee on Finance, to whom was referred House Joint Resolution No. 11, Joint resolution to provide for deficiency in the forest fire appropriation, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution ordered to a third reading this afternoon at two o'clock.

Senator Danforth, for the Committee on Public Health, to whom was referred House Bill No. 126, An act in amendment of chapter 16, Laws of 1901, entitled "An act to provide for the restriction of communicable diseases;"

House Bill No. 503, An act to improve the public health service, having considered the same, reported the same without amendment and recommended their passage.



The reports were accepted and the bills severally ordered to a third reading this afternoon at two o'clock.

On motion of Senator Musgrove, the Senate voted that the rules be so far suspended that all business in order for two o'clock this afternoon be in order at the present time.

#### THIRD READINGS.

Agreeably to the foregoing motion, the following entitled bills were read a third time, passed and sent to the House of Representatives for concurrence:

Senate Bill No. 12, An act in amendment of chapter 42, Laws of 1903, entitled "An act to reimburse the town or county for aid furnished paupers."

Senate Bill No. 21, An act in amendment of section 1 of chapter 170 of the Public Statutes, relating to the form of insurance contracts.

Agreeably to the foregoing motion, the following entitled bills and joint resolution were read a third time and passed:

House Bill No. 327, An act in amendment of chapter 39, Session Laws of 1911, relating to contracts by street railways for sprinkling streets.

House Bill No. 81, An act in amendment of chapter 277, Laws of 1909, authorizing the town of Woodstock to construct and maintain water works.

House Bill No. 503, An act to improve the public health service.

House Bill No. 126, An act in amendment of chapter 16, Laws of 1901, entitled "An act to provide for the restriction of communicable diseases."

House Joint Resolution No. 11, Joint resolution to provide for deficiency in the forest fire appropriation.

The following message was received from the House of Representatives by its clerk:

#### HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has passed bills with the following titles, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 341, An act to legalize the establishment and proceedings of the precinct of Haverhill Corner.

House Bill No. 493, An act to create a voting precinct in the town of Winchester.

House Bill No. 344, An act to create a voting precinct in the town of Haverhill.

House Bill No. 288, An act in amendment of section 14 of chapter 169 of the Public Statutes, relative to the taxation of insurance companies.

House Bill No. 320, An act to promote the public health by providing for one day of rest in seven for employees in certain employments.

House Bill No. 419, An act to amend chapter 45 of Session Laws of 1905, entitled "An act for the protection of savings banks and other savings institutions."

House Bill No. 194, An act to authorize the appointment of women as special police officers.

House Bill No. 316, An act to repeal the charter of the Woodstock and Thornton Gore Railroad.

House Bill No. 454, An act to authorize the town of Dunbarton to appropriate money for the celebration of the anniversary of the granting of its charter.

House Bill No. 452 (In new draft), An act to amend the charter of the city of Nashua.

READ AND REFERRED.

On motion of Senator Martin, the rules were so far suspended that the following entitled bills sent up from the House of Representatives were severally read a first and second time by title and referred:

To the Committee on Labor,

House Bill No. 320, An act to promote the public health by providing for one day of rest in seven for employees in certain employments.

To the Committee on the Judiciary,

House Bill No. 493, An act to create a voting precinct in the town of Winchester.

House Bill No. 344, An act to create a voting precinct in the town of Haverhill.

House Bill No. 288, An act in amendment of section 14 of chapter 169 of the Public Statutes, relative to the taxation of insurance companies.

House Bill No. 419, An act to amend chapter 45 of Session Laws of 1905, entitled "An act for the protection of savings banks and other savings institutions."

House Bill No. 194, An act to authorize the appointment of women as special police officers.

House Bill No. 452, An act to amend the charter of the city of Nashua.

House Bill No. 454, An act to authorize the town of Dunbarton to appropriate money for the celebration of the anniversary of the granting of its charter.

On motion of Senator Kenney, the rules were so far suspended that reference to the committee was dispensed with and the last named bill was read a third time and passed.

House Bill No. 341, An act to legalize the establishment and proceedings of the precinct of Haverhill Corner.

On motion of Senator Woodbury, the rules were so far suspended that reference to the committee was dispensed with and the last named bill was read a third time and passed.

To the Committee on Railroads,

House Bill No. 316, An act to repeal the charter of the Woodstock and Thornton Gore Railroad.

On motion of Senator Woodbury, the rules were so far suspended that reference to the committee was dispensed with and the last named bill was read a third time by its title and passed.

#### INTRODUCTION OF A COMMITTEE REPORT.

On motion of Senator Lucier, the rules were so far suspended as to allow the introduction of a committee report.

Senator Lucier, for the Committee on Engrossed Bills, to whom was referred House Bill No. 269, An act relating to the salary of the deputy state treasurer, having considered



the same, reported the same with the following amendment and recommended its passage:

Amend section 2 as follows:

Strike out the words "of the Public Statutes, approved March 23, 1909," and insert these words: "Laws of 1909," so that said section when so amended shall read as follows:

"SECT 2. That so much of chapter 81, Laws of 1909, as relates to the salary of the deputy state treasurer is hereby repealed."

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendments.

#### LEAVE OF ABSENCE.

Senator Shannon was granted leave of absence for the day on account of illness.

On motion of Senator Musgrove, the Senate adjourned.

#### AFTERNOON.

On motion of Senator Smith, the Senate adjourned.

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#### WEDNESDAY, FEBRUARY 24, 1915.

The Senate met according to adjournment.

The reading of the journal having been commenced, on motion of Senator Howard the rules were so far suspended that its further reading was dispensed with.

#### COMMITTEE REPORTS.

Senator Lucier, for the Committee on the Judiciary, to whom was referred Senate Bill No. 13, An act in amendment of chapter 272 of the Public Statutes, entitled "Offenses against chastity";

Senate Bill No. 24, An act in relation to the salary of the deputy secretary of state;

Senate Bill No. 29, An act for the prevention of accidents at grade crossings;

Senate Bill No. 37, An act to permit defendants to avail themselves of any cause of action in defense of suits and for other purposes in amendment of section 7 of chapter 233 of the Public Statutes;

House Bill No. 71, An act to abolish Fast Day to provide for Patriot's Day;

House Bill No. 148, An act in amendment of chapter 266 of the Public Statutes, relating to trespasses and malicious injuries;

House Bill No. 194, An act to authorize the appointment of women as special police officers, having considered the same, reported the same with the following resolutions:

*Resolved*, That it is inexpedient to legislate.

The reports were accepted and resolutions adopted.

Senator Lucier, for the Committee on the Judiciary, to whom was referred Senate Bill No. 16, An act relating to actions for personal injuries;

Senate Bill No. 17, An act in relation to the deposit of public funds in banks;

House Bill No. 27, An act to exempt from taxation property in Sutton to be held for the public good by the Society for Protection of New Hampshire Forests;

House Bill No. 132, An act in amendment of section 1, chapter 184 of the Public Statutes, relating to times and places of holding courts of probate;

House Bill No. 342, An act to ratify and confirm the organization and acts of the parish of Trinity church of Northfield and Sanbornton;

House Bill No. 419, An act to amend chapter 45 of Session Laws of 1905, entitled "An act for the protection of savings banks and other savings institutions";

House Bill No. 452, An act to amend the charter of the city of Nashua;

House Bill No. 512, An act in amendment of section 20 of chapter 264 of the Public Statutes, relating to offences against the police of towns, having considered the same,

reported the same without amendment and recommended their passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at two o'clock.

Senator Lucier, for the Committee on the Judiciary, to whom was referred Senate Bill No. 46, An act to amend the charter of the city of Rochester, known as chapter 241 of the Laws of 1891, entitled "An act to establish the city of Rochester," as amended by Laws of 1893, chapter 390, and Laws of 1913, chapter 366, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

On motion of Senator Varney, the rules were suspended and the bill read a third time by its title, passed and sent to the House of Representatives for concurrence.

Senator Howard, for the Committee on Military Affairs, to whom was referred House Bill No. 56, An act to amend chapter 102 of the Laws of 1909, relating to the militia;

House Bill No. 499, An act to amend chapter 102, Laws of 1909, entitled "An act to revise and amend chapter 59 of the Laws of 1895, relating to the militia," having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at two o'clock.

#### MAJORITY AND MINORITY REPORTS.

Senator Smith, for a majority of the Committee on the Judiciary, to whom was referred House Bill No. 28, An act to legalize the vote of the town of Plymouth at a meeting held on the eighth day of February, 1911, exempting certain property of the Draper-Maynard company of said town from taxation, having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The undersigned, a minority of the Committee on the



Judiciary, to whom was referred House Bill No. 28, An act to legalize the vote of the town of Plymouth at a meeting held on the eighth day of February, 1911, exempting certain property of the Draper-Maynard company of said town from taxation, having considered the same, reported the same without amendment and recommended its passage.

W. E. KINNEY.

The reports were accepted.

Senator Kinney moved that the report of the minority be substituted for the report of the majority and, with that question pending, on motion of the same senator, the bill was made a special order for next Tuesday at 11.05 o'clock.

Senator Kinney, for a majority of the Committee on the Judiciary, to whom was referred Senate Bill No. 26, An act to provide for the election of the assessors of the city of Manchester by the qualified voters of said city, having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The undersigned, a minority of the Committee on the Judiciary, to whom was referred Senate Bill No. 26, An act to provide for the election of the assessors of the city of Manchester by the qualified voters of said city, having considered the same, reported the same in a new draft and new title, "An act providing for the election of the assessors for the city of Manchester by the legal voters thereof," and recommended its passage.

A. J. LUCIER.

The reports were accepted.

Senator Kenney moved that the report of the minority be substituted for the report of the majority, and upon that question demanded the yeas and nays.

(Discussion ensued.)

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:  
Senators Crossman, Musgrove, Lucier, Martin, Kenney, Wagner, Parsons.

The following named senators voted in the negative:

Senators Bailey, Woodbury, Shirley, Shannon, Clark, Kinney, Danforth, Cain, Smith, Howard, Weeks, Marcotte, Varney, Mathes, Perkins.

Seven senators having voted in the affirmative and fifteen senators having voted in the negative, the affirmative prevailed and the motion to substitute was declared lost.

The question being,

Shall the resolution of the majority, that it is inexpedient to legislate, be adopted?

The affirmative prevailed on a *viva voce* vote.

SPECIAL ORDER.

Senator Wagner called for the special order, it being House Bill No. 496, An act in amendment of chapter 107, Laws of 1909, as amended by chapter 92, Laws of 1913, relating to mileage books.

The question being stated,

Shall the report of minority, that it is inexpedient to legislate, be substituted for the report of the majority, that the bill ought to pass, be adopted?

(Discussion ensued.)

On motion of Senator Kenney, the Senate voted to take a recess until 1.55 o'clock.

(Recess.)

The Senate reassembled.

(Discussion continued.)

The question being stated,

Shall the report of the minority be substituted for the report of the majority?

Senator Wagner demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:

Senators Crossman, Shirley, Musgrove, Howard, Lucier, Kenney, Wagner.

The following named senators voted in the negative:

Senators Bailey, Woodbury, Shannon, Clark, Kinney, Danforth, Cain, Smith, Weeks, Martin, Marcotte, Varney, Mathes.

Senators Perkins and Parsons were paired. Senator Perkins against the substitution, Senator Parsons for the substitution.

Seven senators having voted in the affirmative and thirteen senators having voted in the negative, the negative prevailed and the motion to substitute was declared lost.

The bill being upon its second reading, Senator Wagner offered the following amendment and moved its adoption:

Amend said bill by striking out all of section 1 thereof and substituting in the place thereof the following:

"SECTION 1. All steam railroads operating a passenger service in this state shall hereafter issue five-hundred-mile mileage books at the rate of two and one-quarter cents a mile, good for the transportation of the bearer over all their steam railroad lines in this state, and keep them on sale at its ticket offices in this state. *Provided*, that nothing in this act contained shall compel the issuance of such mileage books for transportation over the Mount Washington Railway, or between Bethlehem Junction and Bethlehem, Bethlehem Junction and the Profile House or between Fabyans and the base of Mount Washington.

"SECT. 2. Any such railroad neglecting to issue such mileage books or to keep them on sale as above provided, shall be fined one hundred dollars for each day of such neglect after the expiration of one month from the passage of this act."

The question being stated,

Shall the amendment be adopted?

(Discussion ensued.)

Senator Kenney demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:

Senators Crossman, Shirley, Musgrove, Howard, Lucier, Kenney, Wagner.



The following named senators voted in the negative:

Senators Bailey, Woodbury, Shannon, Clark, Kinney, Danforth, Cain, Smith, Weeks, Martin, Marcotte, Varney, Mathes.

Senators Perkins and Parsons were paired. Senator Perkins against the adoption of the amendment, Senator Parsons for the adoption of the amendment.

Seven senators having voted in the affirmative and thirteen senators having voted in the negative, the negative prevailed and the amendment was not adopted.

The bill was ordered to a third reading this afternoon at two o'clock.

Senator Martin moved that the rules be suspended and that the bill be read a third time and put upon its final passage at the present time, and upon the question of suspension of the rules, Senator Martin demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:

Senators Bailey, Woodbury, Shannon, Clark, Kinney, Danforth, Cain, Smith, Weeks, Martin, Marcotte, Varney, Mathes.

The following named senators voted in the negative:

Senators Crossman, Shirley, Musgrove, Howard, Lucier, Kenney, Wagner.

Thirteen senators having voted in the affirmative and seven senators having voted in the negative, and less than two thirds of those present having voted in the affirmative the motion did not prevail.

The following message was received from the House of Representatives by its clerk:

#### HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has passed bills with the following titles, and a joint resolution in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 245, An act in amendment of sections 2

and 3, chapter 120, Laws of 1903, relating to the use of trademarks and names.

House Bill No. 250, An act in relation to the White Horse Ledge Reservation.

House Bill No. 334, An act in amendment of section 9 of chapter 60 of the Public Statutes, relating to the collection of taxes of residents.

House Bill No. 356, An act to amend section 1 of chapter 70 of the Session Laws of 1911, relating to pandering.

House Bill No. 461, An act in amendment of chapter 308 of the Session Laws of 1913, entitled "An act exempting from local taxation a hotel in the city of Manchester."

House Joint Resolution No. 54, Joint resolution in favor of repairing Robin's Hill road in the town of Chatham.

House Bill No. 247, An act to amend chapter 241 of the Session Laws of 1893, chapter 291 of the Session Laws of 1911, relating to the charter of the city of Laconia.

House Bill No. 222, An act in amendment of section 2 of chapter 88 of the Public Statutes, as amended by chapter 52 of the Laws of 1909, relating to school taxes.

The message also announced that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following bills:

House Bill No. 73, An act to change the ward lines of the city of Manchester.

House Bill No. 269, An act relating to the salary of the deputy state treasurer.

#### READ AND REFERRED.

On motion of Senator Varney, the rules were so far suspended that the following entitled bills sent up from the House of Representatives were severally read a first and second time by title and referred:

To the Committee on the Judiciary,

House Bill No. 247, An act to amend chapter 241 of the Session Laws of 1893, chapter 291 of the Session Laws of 1911, relating to the charter of the city of Laconia.

House Bill No. 250, An act in relation to the White Horse Ledge Reservation.

House Bill No. 356, An act to amend section 1 of chapter 70 of the Session Laws of 1911, relating to pandering.

To the Committee on Revision of the Laws,

House Bill No. 222, An act in amendment of section 2 of chapter 88 of the Public Statutes, as amended by chapter 52 of the Laws of 1909, relating to school taxes.

House Bill No. 245, An act in amendment of sections 2 and 3, chapter 120, Laws of 1903, relating to the use of trademarks and names.

House Bill No. 334, An act in amendment of section 9 of chapter 60 of the Public Statutes, relating to the collection of taxes of residents.

House Bill No. 461, An act in amendment of chapter 308 of the Session Laws of 1913, entitled "An act exempting from local taxation a hotel in the city of Manchester."

The following joint resolution sent up from the House of Representatives was read a first and second time and referred to the Committee on Roads, Bridges and Canals:

House Joint Resolution No. 54, Joint resolution in favor of repairing Robin's Hill road in the town of Chatham.

On motion of Senator Kenney, the Senate adjourned.

#### AFTERNOON.

The Senate immediately reassembled.

#### BILLS RECOMMITTED.

On motion of Senator Howard, the Senate voted to reconsider the vote whereby House Bill No. 499, An act to amend chapter 102, Laws of 1909, entitled "An act to revise and amend chapter 59 of the Laws of 1895, relating to the militia," was ordered to a third reading this afternoon at two o'clock.

On motion of Senator Howard, the bill was recommitted to the Committee on Military Affairs.

On motion of Senator Cain, the Senate voted to recon-



sider the vote whereby Senate Bill No. 16, An act relating to actions for personal injuries, was ordered to a third reading this afternoon at two o'clock.

On motion of Senator Cain, the bill was recommitted to the Committee on the Judiciary.

#### THIRD READINGS.

On motion of Senator Wagner, the rules were suspended and the following entitled bill was read a third time by its title:

House Bill No. 496, An act in amendment of chapter 107, Laws of 1909, as amended by chapter 92, Laws of 1913, relating to mileage books.

The question being stated,  
Shall the bill pass?

Senator Lucier demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:  
Senators Bailey, Woodbury, Shannon, Clark, Kinney, Danforth, Cain, Smith, Weeks, Martin, Marcotte, Varney, Mathes, Perkins.

The following named senators voted in the negative:

Senators Crossman, Shirley, Musgrove, Howard, Lucier, Kenney, Wagner.

Fourteen senators having voted in the affirmative and seven senators having in the negative, the affirmative prevailed and the bill passed.

On motion of Senator Wagner the rules were suspended and the following entitled bills were read a third time by their titles and passed:

House Bill No. 27, An act to exempt from taxation property in Sutton to be held for the public good by the Society for Protection of New Hampshire Forests.

House Bill No. 132, An act in amendment of section 1, chapter 184 of the Public Statutes, relating to times and places of holding courts of probate.

House Bill No. 342, An act to ratify and confirm the

organization and acts of the parish of Trinity church of Northfield and Sanbornton.

House Bill No. 452, An act to amend the charter of the city of Nashua.

House Bill No. 419, An act to amend chapter 45 of Session Laws of 1905, entitled "An act for the protection of savings banks and other savings institutions."

House Bill No. 512, An act in amendment of section 20 of chapter 264 of the Public Statutes, relating to offences against the police of towns.

House Bill No. 56, An act to amend chapter 102 of the Laws of 1909, relating to the militia.

On motion of Senator Wagner, the rules were suspended and the following entitled bill was read a third time by its title, passed and sent to the House of Representatives for concurrence:

Senate Bill No. 17, An act in relation to the deposit of public funds in banks.

On motion of Senator Shirley, the Senate adjourned.

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THURSDAY, FEBRUARY 25, 1915.

The Senate met according to adjournment.

The reading of the journal having been commenced, on motion of Senator Woodbury the rules were so far suspended that its further reading was dispensed with.

COMMITTEE REPORTS.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 33, An act relating to the salary of the deputy register of probate of the county of Rockingham;

House Bill No. 376, An act in amendment of chapter 154 of the Laws of 1913, relating to the payment of certain moneys into the state treasury, having considered the same reported the same without amendment and recommended their passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at two o'clock.

Senator Danforth, for the Committee on Public Health, to whom was referred House Bill No. 99, An act in amendment of section 3, chapter 15, Laws of 1911, entitled "An act to promote the sanitary production and distribution of food and defining the duties of the state board of health in relation thereto," having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

Senator Martin, for the Committee on Towns and Parishes, to whom was referred House Bill No. 450, An act to restore the homestead farms of Samuel H. Bartlett and William A. Jenkins to the town of Lee for school purposes, having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution adopted.

Senator Cain, for the Committee on the Judiciary, to whom was referred Senate Bill No. 51, An act to revise the charter of the Pittsfield Loan and Trust company, as incorporated by chapter 213, Laws of 1901, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted.

On motion of Senator Cain, the bill was laid upon the table.

Sanator Danforth, for the Committee on Public Health, to whom was referred House Bill No. 291, An act in relation to the sanitation of schoolhouses, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted.

On motion of Senator Smith, the bill was laid upon the table.

The following report of the Committee on Engrossed Bills was read and accepted.



## BILLS ENGROSSED.

The committee have examined and found correctly engrossed the following bills and joint resolutions:

House Bill No. 34, An act in amendment of section 6, chapter 176 of the Public Statutes, relative to dower or curtesy rights of insane persons.

House Bill No. 77, An act to amend the charter of the Granite State Fire Insurance company.

House Bill No. 140, An act to amend the charter of the Concord, Dover & Rochester Street Railway.

House Bill No. 185, An act in amendment of chapter 143, Laws of 1913, relating to the control of self-hunting dogs.

House Bill No. 197, An act in amendment of section 24, chapter 166, Laws of 1911, entitled "An act in amendment of chapter 128, Laws of 1909, entitled 'An act to improve the state system of forest protection.' "

House Bill No. 210, An act authorizing a trustee of an estate, with the approval of the judge of probate, to mortgage or lease real estate and to purchase fractional parts of real estate.

House Bill No. 221, An act in amendment of section 2, chapter 235, Laws of 1907, relating to the Mount Crescent Water company.

House Bill No. 238, An act to repeal an act passed by the legislature of New Hampshire, June 22nd, 1853, "to disannex Charles S. Wiggin and Henry E. Wiggin from the town of Colebrook and annex the same to Stewartstown for the purpose of schooling."

House Bill No. 299, An act in amendment of section 16, chapter 150 of the Public Statutes, relating to annual returns of corporations.

House Bill No. 502, An act to provide for the assessment and collection of an annual state tax for the term of two years.

House Bill No. 507, An act to authorize the town of Charlestown to appropriate money for the celebration of the town fair.

House Bill No. 508, An act to authorize the town of

Cornish to appropriate money for the celebration of the anniversary of the granting of its charter.

Senate Bill No. 36, An act to establish a police commission for the town of Claremont.

House Joint Resolution No. 58, Joint resolution in favor of John D. French.

House Joint Resolution No. 89, Joint resolution in favor of Albert P. Davis and others.

House Joint Resolution No. 92, Joint resolution in favor of the widow of William H. Moran.

House Bill No. 108, An act relating to the insane.

House Bill No. 418, An act authorizing the Phenix Mutual Fire Insurance company of Concord, New Hampshire, to increase its guaranty capital.

House Bill No. 504, An act amending section 22, chapter 157 of the Public Statutes, relating to railroad corporations and proprietors of railroads.

House Bill No. 514, An act enabling the town of Newcastle to contract with the city of Portsmouth for water service.

House Bill No. 516, An act to establish water works in the town of Carroll.

House Bill No. 260, An act to amend the charter of the New Hampshire Fire Insurance company to permit said company to insure against losses by explosion and sprinkler leakage.

A. J. LUCIER,  
*For the Committee.*

The following message was received from the House of Representatives by its clerk:

HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has passed bills with the following titles, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 204, An act in relation to expenditures by state departments.

House Bill No. 298, An act to amend section 12 of chapter 167 of the Public Statutes, relating to the investigation of the causes of fires by the insurance commissioner.

House Bill No. 455, An act in amendment of section 6, chapter 95, Session Laws of 1903, entitled "An act to regulate the traffic in intoxicating liquors," as amended by section 3, chapter 49, Laws of 1905.

House Bill No. 518, An act to incorporate the Amherst Water company.

House Bill No. 513, An act to abolish capital punishment.

#### READ AND REFERRED.

On motion of Senator Cain, the rules were so far suspended that the following entitled bills sent up from the House of Representatives were severally read a first and second time by title and referred:

To the Committee on Finance,

House Bill No. 204, An act in relation to expenditures by state departments.

To the Committee on Revision of the Laws,

House Bill No. 455, An act in amendment of section 6, chapter 95, Session Laws of 1903, entitled "An act to regulate the traffic in intoxicating liquors," as amended by section 3, chapter 49, Laws of 1905.

To the Committee on the Judiciary,

House Bill No. 298, An act to amend section 12 of chapter 167 of the Public Statutes, relating to the investigation of the causes of fires by the insurance commissioner.

House Bill No. 518, An act to incorporate the Amherst Water company.

House Bill No. 513, An act to abolish capital punishment.

On motion of Senator Lucier, the Senate adjourned.

#### AFTERNOON.

#### LEAVE OF ABSENCE.

Senator Lucier was granted leave of absence for the afternoon on account of important business.



## RECONSIDERATION OF VOTE.

On motion of Senator Musgrove, the Senate voted to reconsider the vote whereby House Bill No. 376, An act in amendment of chapter 154 of the Laws of 1913, relating to the payment of certain moneys into the state treasury, was ordered to a third reading.

## BILL REFERRED.

On motion of Senator Musgrove, the foregoing bill was referred to the Committee on Finance.

## THIRD READINGS.

The following entitled bills were read a third time and passed:

House Bill No. 33, An act relating to the salary of the deputy register of probate of the county of Rochingham.

House Bill No. 99, An act in amendment of section 3, chapter 15, Laws of 1911, entitled "An act to promote the sanitary production and distribution of food and defining the duties of the state board of health in relation thereto."

On motion of Senator Clark, the following resolution was adopted:

*Resolved*, That when the Senate adjourns this afternoon, it adjourn to meet tomorrow evening at 8.30 o'clock, and when it adjourns Friday evening it be to meet Monday evening at 7.30 o'clock.

On motion of Senator Kenney, the Senate adjourned.

MONDAY, MARCH 1, 1915.

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FRIDAY, FEBRUARY 26, 1915.

The Senate met according to adjournment.

Senator Martin, having assumed the chair, read the following communication:

MANCHESTER, N. H., February 26, 1915.

*Senator Martin:*

Please preside for me at tonight's session of the New Hampshire Senate, and oblige,

GEORGE I. HASELTON,  
*President.*

The reading of the journal having been commenced, on motion of Senator Danforth, the rules were so far suspended that its further reading was dispensed with.

On motion of Senator Woodbury, the Senate adjourned.

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MONDAY, MARCH 1, 1915.

The Senate met according to adjournment.

Senator Danforth, having assumed the chair, read the following communication:

MANCHESTER, N. H., March 1, 1915.

*Senator Danforth:*

Please preside for me at tonight's session of the New Hampshire Senate, and oblige,

GEORGE I. HASELTON,  
*President.*

The journal was read and approved.

On motion of Senator Shirley, the Senate adjourned.

TUESDAY, MARCH 2, 1915.

The Senate met according to adjournment.

The journal was read and approved.

COMMITTEE REPORTS.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Joint Resolution No. 45, Joint resolution in favor of industrial institution for the blind, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution was referred to the Committee on Finance under the rules.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 60, An act to amend the charter of the city of Dover;

House Bill No. 187, An act to punish the making or use of false statements to obtain property or credit;

House Bill No. 336, An act relating to preferences in state contracts and state work;

House Bill No. 356, An act to amend section 1 of chapter 70 of the Session Laws of 1911, relating to pandering;

House Bill No. 506, An act amending section 7 of chapter 169 of the Public Statutes, relating to agents of insurance companies, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at two o'clock.

Senator Wagner, for the Committee on Revision of the Laws, to whom was referred House Bill No. 4, An act relating to the public printing commission;

House Bill No. 274, An act to amend section 1 of chapter 5 of the Laws of 1907, relating to the protection of hackmen, carriage drivers, automobile drivers and expressmen, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at two o'clock.



Senator Wagner, for the Committee on Revision of the Laws, to whom was referred Senate Bill No. 44, An act amending section 9 of chapter 129 of the Laws of 1909, relating to the licensing of pawnbrokers, having considered the same, reported the same in a new draft and recommended its passage.

The report was accepted and the bill in its new draft was read a first and second time and laid upon the table to be printed.

On motion of Senator Wagner, the rules were suspended, printing dispensed with and the bill read a third time by title, passed and sent to the House of Representatives for concurrence.

Senator Shannon, for the Committee on Incorporations, to whom was referred Senate Bill No. 49, An act in amendment of an act entitled "An act to incorporate Laconia Lodge, Number 876, of the Benevolent and Protective Order of Elks," passed at the session of the legislature in 1915;

Senate Bill No. 53, An act to incorporate the Errol and Berlin Electric Railway company;

House Bill No. 135, An act to incorporate the Bennington Home Benefit Association;

House Bill No. 239, An act in amendment of chapter 41 of the Laws of 1815, entitled "An act to incorporate the trustees of the widows' charitable fund";

House Bill No. 347, An act to incorporate Stephen J. Wentworth Camp, No. 14, Sons of Veterans, U. S. A., of Somersworth, N. H.;

House Bill No. 348, An act to incorporate the Hanson Family Association, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at two o'clock.

Senator Shirley, for the Committee on Roads, Bridges and Canals, to whom was referred House Joint Resolution No. 13, Joint resolution in favor of repairing Sugar Loaf

road in the town of Alexandria, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution was referred to the Committee on Finance under the rules.

Senator Howard, for the Committee on Military Affairs, to whom was referred House Bill No. 499, An act to amend chapter 102, Laws of 1909, entitled "An act to revive and amend chapter 59 of the Laws of 1895, relating to the militia," having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

Senator Varney, for the Committee on Finance, to whom was referred House Joint Resolution No. 31, Joint resolution in favor of redecorating the state library building, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution ordered to a third reading this afternoon at two o'clock.

The following report of the Committee on Engrossed Bills was read and accepted:

#### BILLS ENGROSSED.

The committee have examined and found correctly engrossed the following bills and joint resolution:

House Bill No. 27, An act to exempt from taxation property in Sutton to be held for the public good by the Society for Protection of New Hampshire Forests.

House Bill No. 33, An act relating to the salary of the deputy register of probate of the county of Rockingham.

House Bill No. 56, An act to amend chapter 102, Laws of 1909, relating to the militia.

House Bill No. 99, An act in amendment of section 3, chapter 15, Laws of 1911, entitled "An act to promote the sanitary production and distribution of food and defining the duties of the state board of health in relation thereto."

House Bill No. 126, An act in amendment of chapter 16,

Laws of 1901, entitled "An act to provide for the restriction of communicable diseases."

House Bill No. 132, An act in amendment of section 1, chapter 184 of the Public Statutes, relating to times and places of holding courts of probate.

House Bill No. 139, An act to establish water works in the town of Troy.

House Bill No. 269, An act relating to the salary of the deputy state treasurer.

House Bill No. 316, An act to repeal the charter of the Woodstock & Thornton Gore Railroad.

House Bill No. 342, An act to ratify and confirm the organization and acts of the parish of Trinity church of Northfield and Sanbornton.

House Bill No. 419, An act to amend chapter 45, Laws of 1905, entitled "An act for the protection of savings banks and other savings institutions."

House Bill No. 454, An act to authorize the town of Dunbarton to appropriate money for the celebration of the anniversary of the granting of its charter.

House Bill No. 496, An act in amendment of chapter 107, Laws of 1909, as amended by chapter 92, Laws of 1913, relating to mileage books.

House Bill No. 512, An act in amendment of section 20, chapter 264 of the Public Statutes, relating to offenses against the police of towns.

House Joint Resolution No. 11, Joint resolution to provide for deficiency in the forest fire appropriation.

W. E. KINNEY,  
*For the Committee.*

#### LEAVE OF ABSENCE.

Senator Lucier was granted leave of absence for the day on account of important business.

The following message was received from the House of Representatives by its clerk:



## HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has concurred with the Senate in the passage of the following bills:

Senate Bill No. 31, An act relating to costs in certain cases.

Senate Bill No. 39, An act to amend chapter 252 of the Public Statutes, as amended by chapter 68 of the Laws of 1913, relating to examinations and appeals.

Senate Bill No. 41, An act to provide for filling vacancies in the office of United States senator.

The message also announced that the House of Representatives has passed bills with the following titles, and joint resolutions in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 520, An act in relation to the assessment of public taxes.

House Bill No. 258, An act to amend the charter of the New Hampshire Surety company.

House Bill No. 372, An act to amend chapter 303 of the Session Laws of 1909, entitled "An act to incorporate the St. Mary's Co-operative Credit Association."

House Bill No. 413, An act in amendment of an act entitled "An act to enlarge and define the boundaries of school district No. 20 in the city of Concord, and to change the name thereof," approved April 5, 1907.

House Bill No. 266, An act to enlarge the powers of school districts.

House Joint Resolution No. 18, Joint resolution to provide for co-operative agricultural extension work between the New Hampshire College of Agriculture and the Mechanic Arts and the United States Department of Agriculture.

House Joint Resolution No. 93, Joint resolution to provide for the completion of certain highways heretofore designated.

The message further announced that the House of Representatives refuses to concur with the Honorable Senate in its amendments to the following joint resolution:

House Joint Resolution No. 47, Joint resolution appropriating money to make effective the laws against bribery at elections, and asks for a committee on conference.

The Speaker has named as members of such committee on the part of the House, Messrs. Pillsbury of Manchester, Libbey of Wolfeboro and Brennan of Peterborough.

On motion of Senator Musgrove, the Senate voted to accede to the request of the House of Representatives for a committee of conference on the foregoing joint resolution and amendments, and the President named as members of such committee on the part of the Senate, Senators Musgrove and Kinney.

READ AND REFERRED.

The following joint resolutions sent up from the House of Representatives were read a first and second time and referred:

To the Committee on Finance,

House Joint Resolution No. 93, Joint resolution to provide for the completion of certain highways heretofore designated.

To the Committee on Education,

House Joint Resolution No. 18, Joint resolution to provide for co-operative agricultural extension work between the New Hampshire College of Agriculture and the Mechanic Arts and the United States Department of Agriculture.

On motion of Senator Cain, the rules were so far suspended that the following entitled bills sent up from the House of Representatives were severally read a first and second time by title and referred:

To the Committee on Banks,

House Bill No. 258, An act to amend the charter of the New Hampshire Surety company.

House Bill No. 372, An act to amend chapter 303 of the Session Laws of 1909, entitled "An act to incorporate the St. Mary's Co-operative Credit Association."

To the Committee on Education,

House Bill No. 266, An act to enlarge the powers of school districts.

To the Committee on Finance,

House Bill No. 520, An act in relation to the assessment of public taxes.

To the Committee on the Judiciary,

House Bill No. 413, An act in amendment of an act entitled "An act to enlarge and define the boundaries of school district No. 20 in the city of Concord, and to change the name thereof," approved April 15, 1907.

#### SPECIAL ORDER.

Senator Kinney called for the special order, it being House Bill No. 28, An act to legalize the vote of the town of Plymouth at a meeting held on the eighth day of February, 1911, exempting certain property of the Draper-Maynard company of said town from taxation.

The question being stated,

Shall the report of the minority, that the bill ought to pass, be substituted for the report of the majority, that it is inexpedient to legislate?

(Discussion ensued.)

On motion of Senator Musgrove, the Senate voted to take a recess until 1.55 o'clock.

(Recess.)

The Senate reassembled.

The question being stated,

Shall the report of the minority be substituted for that of the majority?

The affirmative prevailed on a *viva voce* vote.

Senator Shannon demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:

Senators Bailey, Woodbury, Clark, Kinney, Cain, Howard, Weeks, Kenney, Wagner, Marcotte, Varney, Mathes, Perkins, Parsons.



The following named senators voted in the negative:

Senators Shirley, Musgrove, Shannon, Danforth, Smith, Martin.

Fourteen senators having voted in the affirmative and six senators having voted in the negative, the affirmative prevailed and the minority report was substituted for the report of the majority.

The bill was ordered to a third reading this afternoon at two o'clock.

On motion of Senator Kinney, the rules were suspended and the bill was read a third time and passed.

On motion of Senator Kenney, the Senate adjourned.

## AFTERNOON.

### THIRD READINGS.

The following entitled House bills and joint resolutions were severally read a third time and passed:

House Bill No. 4, An act relating to the public printing commission.

House Bill No. 135, An act to incorporate the Bennington Home Benefit Association.

House Bill No. 187, An act to punish the making or use of false statements to obtain property or credit.

House Joint Resolution No. 31, Joint resolution in favor of redecorating the state library building.

On motion of Senator Martin, the rules were so far suspended that the following entitled bills were severally read a third time by title, passed and sent to the House of Representatives for concurrence:

Senate Bill No. 49, An act in amendment of an act entitled "An act to incorporate Laconia Lodge, Number 876, of the Benevolent and Protective Order of Elks," passed at the session of the legislature in 1915.

Senate Bill No. 53, An act to incorporate the Errol and Berlin Electric Railway company.

On motion of Senator Martin, the rules were so far

suspended that the following entitled bills were severally read a third time by title and passed:

House Bill No. 60, An act to amend the charter of the city of Dover.

House Bill No. 336, An act relating to preferences in state contracts and state work.

House Bill No. 356, An act to amend section 1 of chapter 70 of the Session Laws of 1911, relating to pandering.

House Bill No. 506, An act amending section 7 of chapter 169 of the Public Statutes, relating to agents of insurance companies.

House Bill No. 239, An act in amendment of chapter 41 of the Laws of 1815, entitled "An act to incorporate the trustees of the widows' charitable fund."

House Bill No. 347, An act to incorporate Stephen J Wentworth Camp No. 14, Sons of Veterans, U. S. A., of Somersworth, N. H.

House Bill No. 348, An act to incorporate the Hanson Family Association.

House Bill No. 499, An act to amend chapter 102, Laws of 1909, entitled "An act to revive and amend chapter 59 of the Laws of 1895, relating to the militia."

House Bill No. 274, An act to amend section 1 of chapter 5 of the Laws of 1907, relating to the protection of hackmen, carriage drivers, automobile drivers and expressmen.

#### INTRODUCTION OF A COMMITTEE REPORT.

On motion of Senator Kinney, the rules were so far suspended as to permit the introduction of the following committee report:

Senator Kinney, for the Committee on Engrossed Bills, to whom was referred House Bill No. 452, An act to amend the charter of the city of Nashua, reported the following amendment with the recommendation that the amendment ought to pass:

Amend section 1 by striking out the first paragraph and inserting in place thereof the following:

"SECTION 1. Part 1 of chapter 427, Laws of 1913, is hereby amended by striking out sections 65, 66, 67, and 70, and inserting in place thereof the following."

The report was accepted, the amendment adopted and the bill, as amended, sent to the House of Representatives for concurrence.

#### INTRODUCTION OF A BILL.

Senator Martin, under a suspension of the rules, sixteen senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary:

Senate Bill No. 54, An act licensing dealers in second-hand articles.

On motion of Senator Shirley, the Senate adjourned.

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#### WEDNESDAY, MARCH 3, 1915.

The Senate met according to adjournment.

The reading of the journal having been commenced, on motion of Senator Martin, the rules were so far suspended that its further reading was dispensed with.

#### COMMITTEE REPORTS.

Senator Shirley, for the Committee on Roads, Bridges and Canals, to whom was referred House Joint Resolution No. 53, Joint resolution in favor of Freedom, Effingham and Ossipee Center road in Freedom;

House Joint Resolution No. 54, Joint resolution in favor of repairing Robin's Hill road in the town of Chatham, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills severally referred to the Committee on Finance under the rules.



Senator Wagner, for the Committee on Revision of the Laws, to whom was referred House Bill No. 455, An act in amendment of section 6, chapter 95, Session Laws of 1903, entitled "An act to regulate the traffic of intoxicating liquors," as amended by section 3, chapter 49, Laws of 1905, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

Senator Bailey, for the Committee on Forestry, to whom was referred House Bill No. 134, An act in amendment of section 6, chapter 155, Laws of 1913, relating to the clearing of lumber slash along highways, having considered the same, reported the same in a new draft and recommended its passage.

The report was accepted and the bill in its new draft was read a first and second time and laid upon the table to be printed.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 213, An act in amendment of section 3, chapter 246 of the Public Statutes, entitled "Actions against tenants," having considered the same, reported the same with the following amendment and recommended its passage:

Strike out all of section 1 and insert in place thereof the following:

SECTION 1. Section 3 of chapter 246 of the Public Statutes is hereby amended by adding at the end of said section the following words: "Such demand shall be sufficient if made upon the tenant or occupant at any time after the rent becomes due and prior to the service of such notice to quit. Such notice of a demand and such notice to quit may be served by any person by a true and attested copy of the demand or notice to quit, the return of such service to be shown by an affidavit on the back thereof, and each may be served upon the tenant or left at his last and usual place of abode," so that said section as amended shall read as follows:

"SECT. 3. If a tenant or occupant neglects or refuses to pay the rent due and in arrear, upon demand, seven days notice shall be sufficient. If the rent is payable more frequently than once in three months, whether such rent is due or not due, thirty days notice shall be sufficient, and three months notice shall be sufficient in all cases. Such demand shall be sufficient if made upon the tenant or occupant at any time after the rent becomes due and prior to the service of such notice to quit. Such notice of a demand and such notice to quit may be served by any person by a true and attested copy of the demand or notice to quit, the return of such service to be shown by an affidavit on the back thereof, and each may be served upon the tenant or left at his last and usual place of abode."

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at two o'clock.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill, No. 130, An act in amendment of chapter 40, section 4 of Public Statutes, as amended, relating to the powers and duties of towns, having considered the same, reported the same with the following amendment and recommended its passage:

That section 1 be amended by striking out the whole of said section and insert in place thereof the following:

SECTION 1. That section 4, chapter 40 of the Public Statutes, be amended by inserting after the words "history of the town" in the thirty-seventh line thereof the words "to appropriate money for the celebration of anniversaries," so that said section 4 as amended shall read as follows:

"SECT. 4. Towns may, at any legal meeting, grant and vote such sums of money as they shall judge necessary to support schools; to build and repair school houses; to maintain the poor; to lay out, build and repair highways and sidewalks; to build and repair bridges; to light streets; to repair meeting houses owned by the town so far as to render them useful for town purposes; to aid hospitals; to aid visiting or district nurse associations; to encourage volun-

teer enlistments in case of war or rebellion; to procure and erect a monument or memorial building to perpetuate the memory of such soldiers belonging thereto as may have sacrificed their lives in the service of their country, including a suitable lot therefor and fence for its protection; to defray the expense of decorating the graves of soldiers and sailors who have served in the army or navy of the United States in time of war, not exceeding three hundred dollars yearly, to be given to and expended by committees appointed by the Grand Army of the Republic or by committees appointed by the Spanish War Veterans, so long as they shall continue the services of Memorial Day as originally established and at present observed by that organization, and thereafter to such persons or organization as shall continue such services in the several towns; to provide and maintain armories for military organizations stationed therein which form part of the New Hampshire National Guard or reserved militia, not exceeding two hundred dollars yearly for each organization; to provide means for the extinguishment of fires; to establish and maintain public libraries and reading rooms or to assist in the maintenance of any library or reading room that is kept open, for the free use of all the inhabitants of the town; to establish cemeteries, and parks or commons, and to improve the same; to provide and maintain receiving tombs; to set out and care for shade and ornamental trees in highways, cemeteries, commons and other public places; to provide and maintain suitable coasting and skating places, not exceeding five hundred dollars yearly; to establish, equip, and maintain suitable places for playgrounds; to aid free public band concerts, not exceeding eight hundred dollars annually; to procure the detection and apprehension of any person committing a felony therein; to prepare and publish the history of the town; to appropriate money for the celebration of anniversaries; to maintain and record weather observations; and for all necessary charges arising within the town; but no money shall be raised or appropriated at any special town meeting except by vote by ballot, nor unless the bal-



lots cast at such meeting shall be equal in number to at least one half of the number of legal voters borne on the check-list of the town at the annual or biennial election next preceding such special meeting; and such check-list may be used at such meeting upon the request of ten legal voters of the town."

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at two o'clock.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 498, An act establishing municipal courts and abolishing existing police courts, having considered the same, reported the same with the following amendments and recommended its passage:

Amend section 3 by striking out in the ninth line of the printed bill after the words "said city or town" the following: "except that any fine assessed in a case arising in a town in the county in which town there is no municipal court shall be paid to the treasurer of such town," so that said section as amended shall read:

"SECT. 3. The clerk shall receive all fines, forfeitures and costs paid into the municipal court from any source, and, after deducting fees of officers and witnesses, cost of clerks' bond, if any, court seal, record books, printing blanks and such other expenses as may be legally incurred in the maintenance and conduct of said court, shall pay the same over to the treasurer of the city or town wherein the said court is located for the use of said city or town. Such payments shall be made monthly, on or before the fifth day of each month, and shall cover the net receipts as aforesaid of the said court for the month preceding, with a detailed statement of the amount, date, and from whom all moneys have been received. When so required by vote of the city government or the selectmen of a town, the clerk of a municipal court shall give bond in such sum as may be designated and to the satisfaction of such person or persons as by said vote shall be designated, for the proper performance of his duty."

Further amend by striking out the whole of section 4 and inserting instead thereof the following:

"SECT. 4. Municipal courts shall have the powers of a justice of the peace and quorum throughout the state and shall have original jurisdiction, subject to right of appeal, of all crimes and offenses committed within the confines of the city or town wherein such courts are located or within any town in the same county which has no municipal court, which are punishable by a fine not exceeding five hundred dollars (\$500), by imprisonment in the house of correction or in jail not exceeding one year, or by both said fine and imprisonment; but in towns having no municipal court, justices of the peace shall have concurrent jurisdiction with the same rights and powers with the municipal court of all crimes and offenses described in chapter 264 of the Public Statutes, entitled 'Offenses against police'; *provided, however*, that the governor, with the advice and consent of the council, shall, in such towns as shall so vote, or the selectmen of which shall so petition, designate a justice of the peace within said town to be known as a trial justice, who shall within such town have exclusive jurisdiction over all crimes and offenses described in said chapter 264 of the Public Statutes. Should said trial justice be disqualified or unable to sit in any case, the same shall be heard and tried before a municipal court in said county."

Further amend by striking out the whole of section 10 and inserting instead thereof the following:

"SECT. 10. Salaries of justices of municipal courts shall be paid from the treasury of the city or town in which such courts are located, may be paid quarterly or monthly, and shall be in the following sums per annum: in cities of more than fifty thousand inhabitants, eighteen hundred dollars; in cities of more than twenty-five thousand and less than fifty thousand inhabitants, fifteen hundred dollars; in cities of more than twenty thousand and less than twenty-five thousand inhabitants, twelve hundred dollars; in cities of more than ten thousand and less than twenty thousand

inhabitants, eight hundred dollars, except Portsmouth, which shall be one thousand dollars; in cities and towns of not less than seventy-five hundred inhabitants and not more than ten thousand inhabitants, six hundred dollars; in cities and towns of not less than five thousand inhabitants and not more than seventy-five hundred inhabitants, four hundred dollars; in towns of less than five thousand inhabitants and not more than thirty-five hundred inhabitants, three hundred dollars; in towns of less than thirty-five hundred inhabitants, such sums as may be provided by vote of said town, such sum to be not less than one hundred dollars per annum."

Further amend by adding to said act the following section:

"SECT. 17. Any town having less than two thousand inhabitants may vote to adopt any of the provisions of this act at the annual meeting of said town to be held in March, 1915, without having inserted an article in the warrant in regard thereto."

The report was accepted, amendments adopted and the bill as amended ordered to a third reading this afternoon at two o'clock.

On motion of Senator Cain, the rules were so far suspended that the bill was read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendments.

#### INTRODUCTION OF A COMMITTEE REPORT.

On motion of Senator Varney, the rules were so far suspended as to allow the introduction of the following committee report:

Senator Varney, for the Committee on Finance, to whom was referred House Bill No. 376, An act in amendment of chapter 154 of the Laws of 1913, relating to the payment of certain moneys into the state treasury, having considered the same, reported the same without amendment and recommended its passage.



The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

On motion of Senator Varney, the rules were further suspended and the bill was read a third time and passed.

#### BILLS ENGROSSED.

The following report of the Committee on Engrossed Bills was read and accepted:

The committee have examined and found correctly engrossed the following bills:

Senate Bill No. 31, An act relating to costs in certain cases.

Senate Bill No. 41, An act to provide for filling vacancies in the office of United States senator.

House Bill No. 81, An act in amendment of chapter 277, Laws of 1909, authorizing the town of Woodstock to construct and maintain water works.

House Bill No. 327, An act in amendment of chapter 39, Laws of 1911, relating to contracts by street railways for sprinkling streets.

House Bill No. 341, An act to legalize the establishment and proceedings of the precinct of Haverhill Corner.

House Bill No. 503, An act to improve the public health service.

W. E. KINNEY,  
*For the Committee.*

The following message was received from the House of Representatives by its clerk:

#### HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has passed bills with the following titles, and joint resolution in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 212, An act amending section 13 (b) of chapter 164 of the Session Laws of 1911, as amended by chapter 145 of the Session Laws of 1913, relating to the transfer or lease of a public utility.

House Bill No. 259, An act in amendment of chapter 328 of the Session Laws of 1909, entitled "An act to authorize the Amoskeag Manufacturing company to construct a dam across the Merrimack river below Goff's Falls," extending the time for construction.

House Bill No. 388, An act in amendment of chapter 366 of the Laws of 1913, chapter 24, Laws of 1891, chapter 309, Laws of 1893, relating to the city of Rochester.

House Bill No. 438, An act to regulate office hours in state departments.

House Bill No. 453, An act in amendment of sub-division IX of section 10 of chapter 50 of the Public Statutes, relating to the powers of city councils.

House Bill No. 463, An act establishing a method for determining the equalized valuation per pupil of average attendance for the town of Boscawen.

House Bill No. 481, An act in amendment of section 7, chapter 77 of the Public Statutes, relating to sale of personal property by guardians.

House Bill No. 482, An act in amendment of chapter 35, Session Laws of 1899, as amended by chapter 4 of the Laws of 1913, relating to appointment of conservators.

House Joint Resolution No. 103, Joint resolution to provide for a deficiency in the per diem and expenses of the governor's council.

The message also announced that the House of Representatives had concurred with the Senate in the passage of the following bill:

Senate Bill No. 7, An act in amendment of chapter 195 of the Public Statutes, as amended by chapter 113, section 2 of the Laws of 1901, and chapter 14, section 1 of the Laws of 1905, relating to the rights of husband and wife surviving in the estate of the deceased husband and wife.

READ AND REFERRED.

On motion of Senator Parsons, the rules were so far suspended that the following entitled bills sent up from the

House of Representatives were severally read a first and second time by title and referred:

To the Committee on the Judiciary,

House Bill No. 212, An act amending section 13 (b) of chapter 164 of the Session Laws of 1911, as amended by chapter 145 of the Session Laws of 1913, relating to the transfer or lease of a public utility.

House Bill No. 259, An act in amendment of chapter 328 of the Session Laws of 1909, entitled "An act to authorize the Amoskeag Manufacturing company to construct a dam across the Merrimack river below Goff's Falls," extending the time for construction.

House Bill No. 388, An act in amendment of chapter 366 of the Laws of 1913, chapter 24, Laws of 1891, chapter 309, Laws of 1893, relating to the city of Rochester.

House Bill No. 453, An act in amendment of sub-division IX of section 10 of chapter 50 of the Public Statutes, relating to the powers of city councils.

House Bill No. 463, An act establishing a method for determining the equalized valuation per pupil of average attendance for the town of Boscawen.

House Bill No. 481, An act in amendment of section 7, chapter 77 of the Public Statutes, relating to the sale of personal property by guardians.

House Bill No. 482, An act in amendment of chapter 35, Session Laws of 1899, as amended by chapter 4 of the Laws of 1913, relating to the appointment of conservators.

To the Committee on Revision of the Laws,

House Bill No. 438, An act to regulate office hours in state departments.

The following joint resolution sent up from the House of Representatives was read a first and second time and referred:

To the Committee on Finance,

House Joint Resolution No. 103, Joint resolution to provide for a deficiency in the per diem and expenses of the governor's council.



## BILL TAKEN FROM THE TABLE.

On motion of Senator Smith, the following entitled bill was taken from the table:

House Bill No. 291, An act in relation to the sanitation of school houses.

On motion of Senator Crossman, the bill was recommitted to the Committee on Public Health.

## INTRODUCTION OF BILLS.

Senator Wagner, under a suspension of the rules, sixteen senators having actually voted in favor thereof, introduced the following bill:

On motion of Senator Wagner, the rules were further suspended and the bill was read a first and second time by title, laid upon the table to be printed and referred to the Committee on Revision of the Laws.

Senate Bill No. 55, An act in amendment of section 8, chapter 153 of the Laws of 1909, providing for the placing of the names of all party candidates at primaries upon the same ballot.

Senator Shannon, under a suspension of the rules, sixteen senators having voted in favor thereof, introduced the following bill, which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary:

Senate Bill No. 56, An act in relation to the salary of the deputy secretary of state.

On motion of Senator Kenney, the Senate adjourned.

## AFTERNOON.

The following message was received from the House of Representatives by its clerk:

## HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has voted to concur with the Honorable Senate in its amendments to the following bill:

House Bill No. 498, An act establishing municipal courts and abolishing existing police courts.

LEAVE OF ABSENCE.

Senator Lucier was granted leave of absence for the day on account of important business.

THIRD READINGS.

On motion of Senator Kenney, the rules were so far suspended that the following entitled bill was read a third time by title and passed:

House Bill No. 455, An act in amendment of section 6, chapter 95, Session Laws of 1903, entitled "An act to regulate the traffic of intoxicating liquors," as amended by section 3, chapter 49, Laws of 1905.

On motion of Senator Kenney, the rules were so far suspended that the following entitled bills were severally read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendments.

House Bill No. 130, An act in amendment of chapter 40, section 4 of Public Statutes, as amended, relating to the powers and duties of towns.

House Bill No. 213, An act in amendment of section 3, chapter 246 of the Public Statutes, entitled "Actions against tenants."

On motion of Senator Howard, the Senate adjourned.

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THURSDAY, MARCH 4, 1915.

The Senate met according to adjournment.

The reading of the journal having been commenced, on motion of Senator Woodbury, the rules were so far suspended that its further reading was dispensed with.

COMMITTEE REPORTS.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 298, An act to amend

section 12 of chapter 167 of the Public Statutes, relating to the investigation of the causes of fires by the insurance commissioner;

House Bill No. 344, An act to create a voting precinct in the town of Haverhill, having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The reports were accepted and the resolutions adopted.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 513, An act to abolish capital punishment, having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted.

The question being stated,

Shall the resolution of the committee, that it is inexpedient to legislate be adopted?

On motion of Senator Musgrove, the bill, with the question pending, was laid upon the table and made a special order for next Thursday at 11.05 o'clock.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 493, An act to create a voting precinct in the town of Winchester, having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution adopted.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 250, An act in relation to the White Horse Ledge Reservation;

House Bill No. 288, An act in amendment of section 14 of chapter 169 of the Public Statutes, relative to the taxation of insurance companies;

House Bill No. 413, An act in amendment of an act entitled "An act to enlarge and define the boundaries of school district No. 20, in the city of Concord, and to change the name thereof," approved April 5, 1907, having consid-



ered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at two o'clock.

Senator Wagner, for the Committee on Revision of the Laws, to whom was referred House Bill No. 186, An act to exempt that part of the estate of Josiah W. Brown, late of Boston, Mass., which is situated in Wolfeboro, and used for school purposes, from taxation;

House Bill No. 245, An act in amendment of sections 2 and 3, chapter 120, Laws of 1903, relating to the use of trademarks and names;

House Bill No. 461, An act in amendment of chapter 308 of the Session Laws of 1913, entitled "An act exempting from local taxation a hotel in the city of Manchester," having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at two o'clock.

#### BILL ENGROSSED.

The following report of the Committee on Engrossed Bills was read and accepted:

The Committee on Engrossed Bills have examined and found correctly engrossed the following bill:

House Bill No. 498, An act establishing municipal courts and abolishing existing police courts.

W. E. KINNEY,  
*For the Committee.*

#### INTRODUCTION OF COMMITTEE REPORTS.

On motion of Senator Danforth, the rules were so far suspended as to allow the introduction of the following committee report:

Senator Danforth, for the Committee on Public Health, to whom was referred House Bill No. 291, An act in relation to the sanitation of schoolhouses, having considered

the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

On motion of Senator Varney, the rules were so far suspended as to allow the introduction of the following committee report:

Senator Varney, for the Committee on Finance, to whom was referred House Bill No. 520, An act in relation to the assessment of public taxes, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

On motion of Senator Varney, the rules were further suspended and the bill was read a third time and passed.

#### BILL FORWARDED.

The following entitled bill, having been printed, was taken from the table and, on motion of Senator Martin, was recommitted to the Committee on Forestry:

House Bill No. 134 (in Senate new draft), An act in amendment of section 6, chapter 155, Laws of 1913, relating to the clearing of lumber slash along highways.

#### RECONSIDERATION OF VOTE.

Senator Martin moved to reconsider the vote whereby the resolution of the Committee on the Judiciary, that it is inexpedient to legislate on the following entitled bill, House Bill No. 493, An act to create a voting precinct in the town of Winchester, was adopted.

The question being stated,

Shall the vote be reconsidered?

The affirmative prevailed on a *viva voce* vote.

On motion of Senator Martin, the bill was laid upon the table.

The following message was received from the House of Representatives by its clerk:

## HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has passed bills with the following titles, and joint resolutions in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 32, An act in amendment of section 10, chapter 78, Laws of 1897, relating to the ballots for use at biennial elections.

House Bill No. 101, An act in amendment of chapter 205 of the Laws of 1913, entitled "An act to control the further pollution of streams, lakes and rivers, and the protection of water supplies."

House Bill No. 166, An act creating a board of bank commissioners and abolishing the office of state auditor.

House Bill No. 211, An act to establish a state highway department.

House Bill No. 236, An act in amendment of sections 9 and 10, chapter 162, Laws of 1911, relating to child labor.

House Bill No. 262, An act in amendment of section 12, chapter 59 of the Public Statutes, relating to the assessment and abatement of taxes.

House Bill No. 283, An act to authorize cities and towns to raise and appropriate money to establish homes for dependent and delinquent children under fourteen years of age.

House Bill No. 286, An act authorizing the city of Berlin to appropriate money in aid of the St. Louis Hospital of said city.

House Bill No. 361, An act amending section 16 of chapter 22 of the Public Statutes, relating to the attachment of bulky articles.

House Joint Resolution No. 71, Joint resolution making appropriation for repairs on buildings erected by the state for the New Hampshire Veterans' Association at The Weirs.

House Joint Resolution No. 91, Joint resolution in favor of the Minute Men.

House Joint Resolution No. 102, Joint resolution to designate the treasurer of the New Hampshire College of



Agriculture and Mechanics Arts as the custodian of federal funds granted to said college.

House Bill No. 529, An act legalizing the biennial election of the town of Mont Vernon held November third, nineteen hundred and fourteen.

The message also announced that the House of Representatives has concurred with the Senate in the passage of the following bills:

Senate Bill No. 49, An act in amendment of an act entitled "An act to incorporate Laconia Lodge, Number 876, of the Benevolent and Protective Order of Elks," passed at the session of the legislature in 1915.

Senate Bill No. 15, An act relating to injuries upon highways and in amendment of section 1, chapter 59, Laws 1893.

Senate Bill No. 47, An act in amendment of an act to incorporate the Exeter, Hampton & Amesbury Street Railway Employees' Relief Association.

Senate Joint Resolution No. 4, Joint resolution relative to Miller Park.

The message further announced that the House of Representatives concurs with the Honorable Senate in the passage of the amendment offered by the joint Committee on Engrossed Bills to the following entitled bill:

House Bill No. 452, An act to amend the charter of the city of Nashua.

The message further announced that the House of Representatives has adopted the amendment to the following entitled bill, offered by the joint Committee on Engrossed Bills, in the passage of which amendment the House asks the concurrence of the Honorable Senate:

Senate Bill No. 39, An act to amend chapter 252, as amended by chapter 68 of the Laws of 1913, relating to examinations and appeals.

Amend the title of said act by inserting after the figures "252" the words, "of the Public Statutes," so that said title as amended shall read:

"An act to amend section 3 of chapter 252 of the Public

Statutes, as amended by chapter 68 of the Laws of 1913, relating to examinations and appeals."

On motion of Senator Woodbury, the Senate concurred in the amendment sent up from the House of Representatives.

READ AND REFERRED.

On motion of Senator Varney, the rules were so far suspended that the following entitled bills sent up from the House of Representatives were severally read a first and second time by title and referred:

To the Committee on Public Health,

House Bill No. 101, An act in amendment of chapter 205 of the Laws of 1913, entitled "An act to control the further pollution of streams, lakes and rivers, and the protection of water supplies."

To the Committee on Public Improvements,

House Bill No. 211, An act to establish a state highway department.

To the Committee on the Judiciary,

House Bill No. 32, An act in amendment of section 10, chapter 78, Laws of 1897, relating to the ballots for use at biennial elections.

House Bill No. 166, An act creating a board of bank commissioners and abolishing the office of state auditor.

House Bill No. 236, An act in amendment of sections 9 and 10, chapter 162, Laws of 1911, relating to child labor.

On motion of Senator Kenney, the last named bill was referred to the Committee on Labor.

House Bill No. 262, An act in amendment of section 12, chapter 59 of the Public Statutes, relating to the assessment and abatement of taxes.

House Bill No. 283, An act to authorize cities and towns to raise and appropriate money to establish homes for dependent and delinquent children under fourteen years of age.

House Bill No. 286, An act authorizing the city of Berlin to appropriate money in aid of the St. Louis Hospital of said city.

House Bill No. 361, An act amending section 16 of chapter 22 of the Public Statutes, relating to the attachment of bulky articles.

House Bill No. 529, An act legalizing the biennial election of the town of Mont Vernon, held November third, nineteen hundred and fourteen.

On motion of Senator Varney, the rules were so far suspended that reference to the committee was dispensed with and the last named bill was read a third time and passed.

The following joint resolutions sent up from the House of Representatives were severally read a first and second time and referred:

To the Committee on Military Affairs,

House Joint Resolution No. 91, Joint resolution in favor of the Minute Men.

To the Committee on Forestry,

House Joint Resolution No. 102, Joint resolution to designate the treasurer of the New Hampshire College of Agriculture and Mechanics Arts as a custodian of federal funds granted to said college.

To the Committee on Finance,

House Joint Resolution No. 71, Joint resolution making appropriation for repairs on buildings erected by the state for the New Hampshire Veterans' Association at The Weirs.

On motion of Senator Shirley, the Senate voted that the rules be so far suspended that all business in order for two o'clock this afternoon be in order at the present time.

#### THIRD READINGS.

Agreeably to the foregoing motion, on motion of Senator Musgrove, the rules were further suspended and the following bills were read a third time by title and passed:

House Bill No. 186, An act to exempt that part of the estate of Josiah W. Brown, late of Boston, Mass., which is situated in Wolfeboro, and used for school purposes, from taxation.



House Bill No. 250, An act in relation to the White Horse Ledge Reservation.

House Bill No. 413, An act in amendment of an act entitled "An act to enlarge and define the boundaries of school district No. 20, in the city of Concord, and to change the name thereof," approved April 5, 1907.

House Bill No. 288, An act in amendment of section 14 of chapter 169 of the Public Statutes, relative to the taxation of insurance companies.

House Bill No. 461, An act in amendment of chapter 308 of the Session Laws of 1913, entitled "An act exempting from local taxation a hotel in the city of Manchester."

House Bill No. 245, An act in amendment of sections 2 and 3, chapter 120, Laws of 1903, relating to the use of trademarks and names.

House Bill No. 291, An act in relation to the sanitation of schoolhouses.

On motion of Senator Martin, the Senate adjourned.

#### AFTERNOON.

##### NEW BILL.

Senator Cain, for the Committee on the Judiciary, reported a bill with the following title and recommended its passage:

Senate Bill No. 57, An act in amendment of chapter 264 of the Public Statutes, relating to offences against the police of towns.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

On motion of Senator Cain, the rules were so far suspended that the printing of the bill was dispensed with and the bill read a third time by title, passed and sent to the House of Representatives for concurrence.

##### LEAVE OF ABSENCE.

Leave of absence was granted Senators Lucier and Shannon for the day on account of important business.

On motion of Senator Perkins, the following resolution was adopted:

*Resolved*, That when the Senate adjourns this afternoon, it adjourn to meet tomorrow morning at 8.30 o'clock, and when it adjourns Friday morning it be to meet Monday evening at 5.30 o'clock, and when it adjourns Monday evening it be to meet Wednesday morning at 11.00 o'clock.

On motion of Senator Smith, the Senate adjourned.

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## FRIDAY, MARCH 5, 1915.

The Senate met according to adjournment.

Senator Danforth, having assumed the chair, read the following communication:

MANCHESTER, N. H., March 5, 1915.

*Senator Danforth:*

Please preside for me at today's session of the New Hampshire Senate, and oblige,

GEORGE I. HASELTON,  
*President.*

The reading of the journal having been commenced, on motion of Senator Martin, the rules were so far suspended that its further reading was dispensed with.

On motion of Senator Martin, the Senate adjourned.

MONDAY, MARCH 8, 1915.

The Senate met according to adjournment.

Senator Danforth, having assumed the chair, read the following communication:

MANCHESTER, N. H., March 8, 1915.

*Senator Danforth:*

Please preside for me at tonight's session of the New Hampshire Senate, and oblige,

GEORGE I. HASELTON,  
*President.*

The journal was read and approved.

There being manifestly no quorum present, Senator Danforth declared the Senate adjourned until Wednesday morning, eleven o'clock.

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WEDNESDAY, MARCH 10, 1915.

The Senate met according to adjournment.

The journal was read and approved.

COMMITTEE REPORTS.

Senator Howard, for the Committee on Public Improvements, to whom was referred House Bill No. 10, An act in amendment of chapter 155, Laws of 1909, in relation to highways and bridges on trunk lines;

House Bill No. 181, An act in amendment of chapter 35, Session Laws of 1905, and of chapter 55, Session Laws of 1911, relating to state highways, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at two o'clock.

Senator Martin, for the Committee on the Judiciary, to whom was referred, House Bill No. 212, An act amending



section 13 (b) of chapter 164 of the Session Laws of 1911, as amended by chapter 145 of the Session Laws of 1913, relating to the transfer or lease of a public utility;

House Bill No. 259, An act in amendment of chapter 328 of the Session Laws of 1909, entitled "An act to authorize the Amoskeag Manufacturing company to construct a dam across the Merrimack river below Goff's Falls," extending the time for construction;

House Bill No. 453, An act in amendment of subdivision IX of section 10 of chapter 50 of the Public Statutes, relating to the powers of city councils;

House Bill No. 482, An act in amendment of chapter 35, Session Laws of 1899, as amended by chapter 4 of the Laws of 1913, relating to appointment of conservators, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at two o'clock.

Senator Varney, for the Committee on Finance, to whom was referred Senate Joint Resolution No. 1, Joint resolution for the erection of a statue of John Langdon;

House Joint Resolution No. 13, Joint resolution in favor of repairing Sugar Loaf road in the town of Alexandria;

House Joint Resolution No. 39, Joint resolution in favor of repairing Tumbledown Dick road in the town of Brookfield;

House Joint Resolution No. 42, Joint resolution in favor of the Granite State Deaf Mute Mission;

House Joint Resolution No. 45, Joint resolution in favor of industrial institution for the blind;

House Joint Resolution No. 53, Joint resolution in favor of Freedom, Effingham and Ossipee Center road in Freedom;

House Joint Resolution No. 54, Joint resolution in favor of repairing Robin's Hill road in the town of Chatham;

House Joint Resolution No. 93, Joint resolution to provide for the completion of certain highways heretofore designated;

House Bill No. 204, An act in relation to expenditures by

state departments, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bill and joint resolutions severally ordered to a third reading this afternoon at two o'clock.

The following report of the Committee on Engrossed Bills was read and accepted:

BILLS ENGROSSED.

The committee have examined and found correctly engrossed the following bills and joint resolutions:

Senate Joint Resolution No. 4, Joint resolution relative to Miller Park.

Senate Bill No. 7, An act in amendment of chapter 195 of the Public Statutes, as amended by chapter 113, section 2 of the Laws of 1901, and chapter 14, section 1 of the Laws of 1905, relating to the rights of husband and wife surviving in the estate of the deceased husband or wife.

Senate Bill No. 15, An act relating to injuries upon highways, and in amendment of section 1, chapter 59, Laws of 1893.

Senate Bill No. 39, An act to amend section 3 of chapter 252 of the Public Statutes, as amended by chapter 68 of the Laws of 1913, relating to examinations and appeals.

Senate Bill No. 53, An act to incorporate the Errol and Berlin Electric Railway company.

House Joint Resolution No. 31, Joint resolution in favor of redecorating the state library building.

House Bill No. 4, An act relating to the public printing commission.

House Bill No. 28, An act to legalize the vote of the town of Plymouth at a meeting held on the eighth day of February, 1911, exempting certain property of the Draper-Maynard company of said town from taxation.

House Bill No. 73, An act to change the ward lines of the city of Manchester.

House Bill No. 135, An act to incorporate the Bennington Home Benefit Association.

House Bill No. 186, An act to exempt from taxation that part of the estate of Josiah W. Brown, late of Boston, Mass., which is situated in Wolfeboro and used for school purposes.

House Bill No. 187, An act to punish the making or use of false statements to obtain property or credit.

House Bill No. 213, An act in amendment of section 3, chapter 246 of the Public Statutes, entitled "Actions against tenants."

House Bill No. 239, An act in amendment of chapter 41, Laws of 1815, entitled "An act to incorporate the trustees of the widows' charitable fund."

House Bill No. 60, An act to amend the charter of the city of Dover.

House Bill No. 245, An act in amendment of sections 2 and 3, chapter 120, Laws of 1903, relating to the use of trademarks and names.

House Bill No. 250, An act in relation to the White Horse Ledge Reservation.

House Bill No. 274, An act to amend section 1 of chapter 5, Laws of 1907, relating to the protection of hackmen, carriage drivers, automobile drivers and expressmen.

House Bill No. 288, An act in amendment of section 14, chapter 169 of the Public Statutes, relative to the taxation of insurance companies.

House Bill No. 291, An act in relation to the sanitation of school houses.

House Bill No. 336, An act relating to preferences in state contracts and state work.

House Bill No. 347, An act to incorporate the Stephen J. Wentworth Camp, No. 14, Sons of Veterans, U. S. A., of Somersworth, N. H.

House Bill No. 348, An act to incorporate the Hanson Family Association.

House Bill No. 356, An act to amend section 1 of chapter 70, Laws of 1911, relating to pandering.

House Bill No. 376, An act in amendment of chapter



154, Laws of 1913, relating to the payment of certain moneys into the state treasury.

House Bill No. 413, An act in amendment of an act entitled "An act to enlarge and define the boundaries of school district No. 20 in the city of Concord, and to change the name thereof," approved April 5, 1907.

House Bill No. 452, An act to amend the charter of the city of Nashua.

House Bill No. 455, An act in amendment of section 6, chapter 95, Laws of 1903, entitled "An act to regulate the traffic in intoxicating liquors," as amended by section 3, chapter 49, Laws of 1905.

House Bill No. 461, An act in amendment of chapter 308, Laws of 1913, entitled "An act exempting from local taxation a hotel in the city of Manchester."

House Bill No. 499, An act to amend chapter 102, Laws of 1909, entitled "An act to revise and amend chapter 59 of the Laws of 1895, relating to the militia."

House Bill No. 506, An act amending section 7, chapter 169 of the Public Statutes, relating to agents of insurance companies.

House Bill No. 520, An act in relation to the assessment of public taxes.

House Bill No. 529, An act legalizing the biennial election of the town of Mont Vernon, held November 3, 1914.

W. E. KINNEY,  
*For the Committee.*

The following message was received from the House of Representatives by its clerk:

HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has passed bills with the following titles, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 47, An act relating to the appointment

of police commissioners for certain cities and town in said state.

House Bill No. 150, An act to amend section 3 of chapter 137 of the Public Statutes of New Hampshire, relating to witnesses to deeds.

House Bill No. 445, An act providing for the employment of prisoners on public highways and other public works of the state.

House Bill No. 422, An act permitting the establishment of workhouses by the several counties.

House Bill No. 509, An act to provide for the incorporation and management of trust companies and similar corporations.

The message also announced that the House of Representatives refuses to concur with the Honorable Senate in the passage of the following entitled bill sent down from the Honorable Senate:

Senate Bill No. 6, An act in amendment of section 5, chapter 43 of the Public Statutes, relating to the choice of selectmen.

The message further announced that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following bills:

House Bill No. 213, An act in amendment of section 3, chapter 246 of the Public Statutes, entitled "Actions against tenants."

House Bill No. 130, An act in amendment of chapter 40, section 4 of the Public Statutes, as amended, relating to the powers and duties of towns.

#### READ AND REFERRED.

On motion of Senator Martin, the rules were so far suspended that the following entitled bills sent up from the House of Representatives were severally read a first and second time by title and referred:

To the Committee on the Judiciary,

House Bill No. 47, An act relating to the appointment of

police commissioners for certain cities and town in said state.

House Bill No. 445, An act providing for the employment of prisoners on public highways and other public works of the state.

House Bill No. 422, An act permitting the establishment of workhouses by the several counties.

House Bill No. 150, An act to amend section 3 of chapter 137 of the Public Statutes of New Hampshire, relating to witnesses to deeds.

House Bill No. 509, An act to provide for the incorporation and management of trust companies and similar corporations.

On motion of Senator Martin, the Senate voted that the rules be so far suspended that all business in order for two o'clock this afternoon be in order at the present time.

#### THIRD READINGS.

Agreeably to the foregoing motion, on motion of Senator Kenney, the rules were further suspended and the following bills were severally read a third time by title and passed:

House Bill No. 204, An act in relation to expenditures by state departments.

House Bill No. 212, An act amending section 13 (b) of chapter 164 of the Session Laws of 1911, as amended by chapter 145 of the Session Laws of 1913, relating to the transfer or lease of a public utility.

House Bill No. 10, An act in amendment of chapter 155, Laws of 1909, in relation to highways and bridges on trunk lines.

House Bill No. 181, An act in amendment of chapter 35, Session Laws of 1905, and of chapter 55, Session Laws of 1911, relating to state highways.

House Bill No. 259, An act in amendment of chapter 328 of the Session Laws of 1909, entitled "An act to authorize the Amoskeag Manufacturing company to construct a dam across the Merrimack river below Goff's Falls," extending the time for construction.



House Bill No. 453, An act in amendment of subdivision IX of section 10 of chapter 50 of the Public Statutes, relating to the powers of city councils.

House Bill No. 482, An act in amendment of chapter 35, Session Laws of 1899, as amended by chapter 4 of the Laws of 1913, relating to appointment of conservators.

Agreeably to the foregoing motion, the following joint resolution was read a third time, passed and sent to the House of Representatives for concurrence:

Senate Joint Resolution No. 1, Joint resolution for the erection of a statue of John Langdon.

Agreeably to the foregoing motion, the following joint resolutions were read a third time and passed:

House Joint Resolution No. 13, Joint resolution in favor of repairing Sugar Loaf road in the town of Alexandria.

House Joint Resolution No. 39, Joint resolution in favor of repairing Tumbledown Dick road in the town of Brookfield.

House Joint Resolution No. 42, Joint resolution in favor of the Granite State Deaf Mute Mission.

(Recess.)

The Senate reassembled.

The following joint resolutions severally were read a third time and passed:

House Joint Resolution No. 45, Joint resolution in favor of industrial institution for the blind.

House Joint Resolution No. 53, Joint resolution in favor of Freedom, Effingham and Ossipee Center road in Freedom.

House Joint Resolution No. 54, Joint resolution in favor of repairing Robin's Hill road in the town of Chatham.

House Joint Resolution No. 93, Joint resolution to provide for the completion of certain highways heretofore designated.

On motion of Senator Whiting, the Senate adjourned.

## AFTERNOON.

## INTRODUCTION OF A BILL.

Senator Woodbury, under a suspension of the rules, sixteen senators having actually voted in favor thereof, introduced the following entitled bill, which was read a first and second time and referred to the Committee on the Judiciary, the printing of the bill having been dispensed with on motion of Senator Woodbury.

Senate Bill No. 58, An act in amendment of chapter 43 of the Public Statutes, relating to the choice of selectmen.

On motion of Senator Bailey, the Senate adjourned.

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THURSDAY, MARCH 11, 1915.

The Senate met according to adjournment.

The reading of the journal having been commenced, on motion of Senator Musgrove, the rules were so far suspended that its further reading was dispensed with.

## COMMITTEE REPORTS.

Senator Danforth, for the Committee on Public Health, to whom was referred House Bill No. 103, An act in amendment of section 4, chapter 48 of the Laws of 1907, entitled "An act for preventing the manufacture or sale of adulterated, or misbranded, or poisonous, or deleterious foods, drugs, medicines and liquors," having considered the same, reported the same with the following amendment:

Amend section 1 of said bill by striking out the word "misleading" in the sixth line thereof and inserting the word "fraudulent" in place thereof, so that said section as amended shall read as follows:

"SECTION 1. Section 4, chapter 48 of the Laws of 1907, is hereby amended by adding the following paragraph: Third. If the package or label shall bear or contain any statement, design or device regarding the curative or therapeutic effects of such an article or any of the ingredients or substance contained therein which is false or fraudulent."

The report was accepted, amendment adopted and the bill, as amended, ordered to a third reading this afternoon at two o'clock.

Senator Kinney, for the Committee on Banks, to whom was referred House Bill No. 372, An act to amend chapter 303 of the Session Laws of 1909, entitled "An act to incorporate the St. Mary's Co-operative Credit Association";

House Bill No. 258, An act to amend the charter of the New Hampshire Surety company, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at two o'clock.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 166, An act creating a board of bank commissioners and abolishing the office of state auditor;

House Bill No. 463, An act establishing a method for determining the equalized valuation per pupil of average attendance for the town of Boscawen;

House Bill No. 518, An act to incorporate the Amherst Water company;

House Bill No. 388, An act in amendment of chapter 366 of the Laws of 1913, chapter 24, Laws of 1891, chapter 309, Laws of 1893, relating to the city of Rochester;

House Bill No. 361, An act amending section 16 of chapter 22 of the Public Statutes, relating to the attachment of bulky articles, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at two o'clock.

Senator Musgrove, for the Committee on Education, to whom was referred Senate Bill No. 3, An act to increase the efficiency of the public schools of the state by granting pensions to retired teachers of long service;

Senate Bill No. 4, An act to increase the efficiency of the public schools of the state by granting pensions to retired teachers of long service, having considered the same, re-



ported the same without amendment and recommended their passage.

The reports were accepted and the bills severally referred to the Committee on Finance under the rules.

Senator Musgrove, for the Committee on Education, to whom was referred House Joint Resolution No. 18, Joint resolution to provide for co-operative agricultural extension work between the New Hampshire College of Agriculture and Mechanic Arts and the United States Department of Agriculture;

House Bill No. 266, An act to enlarge the powers of school districts, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bill and joint resolution severally ordered to a third reading this afternoon at two o'clock.

The following report of the Committee on Engrossed Bills was read and accepted.

#### BILLS ENGROSSED.

The Committee on Engrossed Bills have examined and found correctly engrossed the following bills and joint resolutions:

House Joint Resolution No. 45, Joint resolution in favor of industrial institution for the blind.

House Bill No. 10, An act in amendment of chapter 155, Laws of 1909, in relation to highways and bridges on trunk lines.

House Bill No. 204, An act in relation to expenditures by state departments.

House Joint Resolution No. 93, Joint resolution to provide for the completion of certain highways heretofore designated.

W. E. KINNEY,  
*For the Committee.*

The following message was received from the House of Representatives by its clerk:

## HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has passed bills with the following titles, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 526, An act in amendment of chapter 133 of the Laws of 1911, entitled "An act repealing chapter 86 of the Laws of 1905, and chapter 154 of the Laws of 1909, and enacting a motor vehicle law," as amended by chapter 81 and chapter 171 of the Laws of 1913.

House Bill No. 527, An act relating to licenses concerning property in this state granted to executors, administrators, trustees, conservators or guardians appointed and acting in another state.

House Bill No. 528, An act in amendment of chapter 126 of the Laws of 1907 relating to water works owned by towns.

House Bill No. 530, An act in amendment of section 1, chapter 126 of the Public Statutes, amended by chapter 32 of the Laws of 1901, relating to the weight of loaves of bread.

House Bill No. 531, An act in amendment of chapter 166, Laws of 1911, entitled "An act in amendment of chapter 128, Laws of 1909, entitled 'An act to improve the state system of forest protection.' "

House Bill No. 532, An act to regulate the sale of lightning rods.

House Bill No. 533, An act in amendment of section 3 of chapter 169 of the Public Statutes, relative to foreign insurance companies and their agents.

House Bill No. 535, An act to incorporate Granite Lodge No. 1056, Loyal Order of Moose of Berlin, New Hampshire.

House Bill No. 153, An act in amendment of chapter 168 of the Laws of 1913, entitled "An act to establish a state highway connecting the Merrimack Valley road with the East Side route."

House Bill No. 195, An act to authorize the town of Colebrook to exempt hotel property from local taxation.

House Bill No. 240, An act in amendment of chapter 156

of the Session Laws of 1913, relating to the hours of labor for women.

House Bill No. 289, An act relating to the powers of corporations and in amendment of chapter 150 of the Public Statutes, relating to individual liability of corporators.

House Bill No. 290, An act relating to the powers of corporations.

House Bill No. 330, An act to prevent the misuse of milk receptacles.

House Bill No. 488, An act in amendment of section 2 of chapter 275 of the Public Statutes, relating to larceny and receiving stolen goods.

House Bill No. 492, An act in amendment of sections 1 and 9, chapter 59 of the Laws of 1901, entitled "An act to protect and regulate the use of the name or title of veterinary surgeon or V. S."

House Bill No. 149, An act relating to the equipment of freight cars.

House Bill No. 487, An act to prevent corrupt practices at elections, regulate expenditures for political purposes and provide for the publicity thereof.

The message further announced that the House of Representatives has concurred with the Honorable Senate in the passage of the following bill:

Senate Bill No. 46, An act to amend the charter of the city of Rochester, known as chapter 241 of the Laws of 1891, entitled "An act to establish the city of Rochester," as amended by Laws of 1893, chapter 390, and Laws of 1913, chapter 366.

#### READ AND REFERRED.

On motion of Senator Cain, the rules were so far suspended that the following entitled bills sent up from the House of Representatives were severally read a first and second time by title and referred:

To the Committee on the Judiciary,

House Bill No. 149, An act relating to the equipment of freight cars.



House Bill No. 195, An act to authorize the town of Colebrook to exempt hotel property from local taxation.

House Bill No. 289, An act relating to the powers of corporations and in amendment of chapter 150 of the Public Statutes, relating to individual liability of corporators.

House Bill No. 290, An act relating to the powers of corporations.

House Bill No. 487, An act to prevent corrupt practices at elections, to regulate expenditures for political purposes and provide for the publicity thereof.

House Bill No. 488, An act in amendment of section 2 of chapter 275 of the Public Statutes, relating to larceny and receiving stolen goods.

House Bill No. 526, An act in amendment of chapter 133 of the Laws of 1911, entitled "An act repealing chapter 86 of the Laws of 1905, and chapter 154 of the Laws of 1909, and enacting a motor vehicle law," as amended by chapter 81 and chapter 171 of the Laws of 1913.

House Bill No. 527, An act relating to licenses concerning property in this state granted to executors, administrators, trustees, conservators or guardians appointed and acting in another state.

House Bill No. 533, An act in amendment of section 3 of chapter 169 of the Public Statutes, relative to foreign insurance companies and their agents.

To the Committee on Revision of the Laws,

House Bill No. 492, An act in amendment of sections 1 and 9, chapter 59 of the Laws of 1901, entitled "An act to protect and regulate the use of the name or title of veterinary surgeon or V. S."

House Bill No. 530, An act in amendment of section 1, chapter 126 of the Public Statutes, amended by chapter 32 of the Laws of 1901, relating to the weight of loaves of bread.

House Bill No. 532, An act to regulate the sale of lighting rods.

To the Committee on Incorporations,

House Bill No. 535, An act to incorporate Granite Lodge No. 1056, Loyal Order of Moose of Berlin, New Hampshire.

To the Committee on Agriculture,  
House Bill No. 330, An act to prevent the misuse of milk receptacles.

To the Committee on Labor,  
House Bill No. 240, An act in amendment of chapter 156 of the Session Laws of 1913, entitled "An act relating to the hours of labor for women."

To the Committee on Public Improvements,  
House Bill No. 153, An act in amendment of chapter 168 of the Laws of 1913, entitled "An act to establish a state highway connecting the Merrimack Valley road with the East Side route."

To the Committee on Forestry,  
House Bill No. 531, An act in amendment of chapter 166, Laws of 1911, entitled "An act in amendment of chapter 128, Laws of 1909, entitled 'An act to improve the state system of forest protection.'"

To the Committee on Towns and Parishes,  
House Bill No. 528, An act in amendment of chapter 126 of the Laws of 1907, relating to water works owned by towns.

#### INTRODUCTION OF A BILL.

Senator Lucier, under a suspension of the rules, sixteen senators having actually voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary:

Senate Bill No. 59, An act prescribing the number of employees to be used in switching cars or making up of trains.

#### NEW BILL.

Senator Cain, for the Committee on the Judiciary, reported a bill with the following title and recommended its passage:

Senate Bill No. 60, An act in amendment of an act passed at the June session, 1813, entitled "An act to incorporate a number of the inhabitants of the town of Milford and other

towns adjacent in the county of Hillsborough into a religious society by the name of the First Baptist Society in Milford," and other acts in amendment thereto.

The report was accepted, the bill read a first and second time and laid upon the table to be printed. On motion of Senator Smith, the rules were so far suspended that printing of the bill was dispensed with and the bill read a third time by title, passed and sent to the House of Representatives for concurrence.

SPECIAL ORDER.

Senator Musgrove called for the special order, it being House Bill No. 513, An act to abolish capital punishment.

The question being stated,

Shall the report of the committee, that it is inexpedient to legislate, be adopted?

(Discussion ensued.)

On motion of Senator Woodbury, the Senate voted to take a recess until 1.55 o'clock.

(Recess.)

The Senate reassembled.

(Discussion continued.)

The question being stated,

Shall the resolution of the committee, that it is inexpedient to legislate, be adopted?

Senator Martin demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:

Senators Bailey, Woodbury, Shirley, Clark, Kinney, Danforth, Cain, Smith, Howard, Weeks, Martin, Wagner, Mathes, Perkins, Parsons.

The following named senators voted in the negative:

Senators Crossman, Musgrove, Shannon, Lucier, Kenney, Marcotte, Varney, Whiting.

Fifteen senators having voted in the affirmative and eight senators having voted in the negative, the affirmative



prevailed and the resolution of the committee, that it is inexpedient to legislate, was adopted.

On motion of Senator Parsons, the Senate adjourned.

#### AFTERNOON.

Senator Cain offered the following resolution and moved its adoption:

*Resolved*, That when the Senate adjourns this afternoon it be to meet tomorrow morning at eleven o'clock, and when it adjourns tomorrow morning it be to meet at two o'clock tomorrow afternoon, and when it adjourns tomorrow afternoon it be to meet Monday evening at 7.30 o'clock.

The question being stated,

Shall the resolution be adopted?

The affirmative prevailed on a *viva voce* vote.

Senator Kenney demanded a division.

A division being had, eight senators having voted in the affirmative and thirteen senators having voted in the negative, the negative prevailed.

Senator Woodbury demanded the yeas and nays.

(Discussion ensued.)

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:

Senators Bailey, Crossman, Woodbury, Shirley, Musgrove, Shannon, Clark, Kinney, Danforth, Cain, Smith, Howard, Weeks, Martin, Wagner, Marcotte, Varney, Mathes, Whiting, Parsons.

The following named senators voted in the negative:

Senators Lucier, Kenney, Perkins.

Twenty senators having voted in the affirmative and three senators having voted in the negative, the affirmative prevailed and the resolution was adopted.

#### THIRD READINGS.

On motion of Senator Martin, the rules were so far suspended that the following entitled bills were read a third time by title and passed:

House Bill No. 266, An act to enlarge the powers of school districts.

House Bill No. 166, An act creating a board of bank commissioners and abolishing the office of state auditor.

House Bill No. 463, An act establishing a method for determining the equalized valuation per pupil of average attendance for the town of Boscawen.

House Bill No. 518, An act to incorporate the Amherst Water company.

House Bill No. 388, An act in amendment of chapter 366 of the Laws of 1913, chapter 24, Laws of 1891, chapter 309, Laws of 1893, relating to the city of Rochester.

House Bill No. 361, An act amending section 16 of chapter 22 of the Public Statutes, relating to the attachment of bulky articles.

House Bill No. 372, An act to amend chapter 303 of the Session Laws of 1909, entitled "An act to incorporate the St. Mary's Co-operative Credit Association."

House Bill No. 258, An act to amend the charter of the New Hampshire Surety company.

The following entitled bill was read a third time, passed and sent to the House of Representatives for concurrence in Senate amendments:

House Bill No. 103, An act in amendment of section 4, chapter 48 of the Laws of 1907, entitled, "An act for preventing the manufacture or sale of adulterated, or misbranded, or poisonous or deleterious foods, drugs, medicines and liquors."

The following joint resolution was read a third time and passed:

House Joint Resolution No. 18, Joint resolution to provide for co-operative agricultural extension work between the New Hampshire College of Agriculture and Mechanic Arts and the United States Department of Agriculture.

On motion of Senator Crossman, the Senate adjourned.

FRIDAY, MARCH 12, 1915.

The Senate met according to adjournment.

The reading of the journal having been commenced, on motion of Senator Martin, the rules were so far suspended that its further reading was dispensed with.

#### LEAVES OF ABSENCE.

Senator Varney was granted leave of absence for the day on account of important business.

Senator Shannon was granted leave of absence for the day on account of important business.

#### COMMITTEE REPORTS.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 505, An act relating to insurance brokers, having considered the same, reported the same with the following amendments and recommended its passage:

Amend the title by adding the words "in amendment of chapter 29, Laws of 1905," so that the title as amended shall read as follows: "An act relating to insurance brokers, in amendment of chapter 29, Laws of 1905."

Amend section 6 by striking out the whole of said section and inserting in place thereof the following:

"SECT. 6. Chapter 29, Laws of 1905, and all amendments thereto and all acts and parts of acts inconsistent with the provisions of this act are hereby repealed, and this act shall take effect upon its passage."

The report was accepted, amendments adopted and the bill, as amended, ordered to a third reading this afternoon at two o'clock.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 527, An act relating to licenses concerning property in this state granted to executors, administrators, trustees, conservators or guardians appointed and acting in another state;



House Bill No. 488, An act in amendment of section 2 of chapter 275 of the Public Statutes, relating to larceny and receiving stolen goods, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at two o'clock.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 283, An act to authorize cities and towns to raise and appropriate money to establish homes for dependent and delinquent children under fourteen years of age;

House Bill No. 422, An act permitting the establishment of workhouses by the several counties;

House Bill No. 262, An act in amendment of section 12, chapter 59 of the Public Statutes, relating to the assessment and abatement of taxes;

House Bill No. 445, An act providing for the employment of prisoners on public highways and other public works of the state;

Senate Bill No. 56, An act in relation to the salary of the deputy secretary of state, having considered the same, reported the same with the following resolution:

*Resolved*, That they are inexpedient to legislate.

The reports were accepted and the resolutions adopted.

Senator Bailey, for the Committee on Forestry, to whom was referred House Bill No. 134 (in Senate new draft), An act in amendment of section 6, chapter 155, Laws of 1913, relating to the clearing of lumber slash along highways, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted.

On motion of Senator Cain, the bill was referred to the Committee on the Judiciary.

Senator Bailey, for the Committee on Forestry, to whom was referred House Joint Resolution No. 102, Joint resolution to designate the treasurer of the New Hampshire College of Agriculture and Mechanic Arts as the custodian of

federal funds granted to said college, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution ordered to a third reading this afternoon at two o'clock.

MAJORITY AND MINORITY REPORTS.

The undersigned, a majority of the Committee on Revision of the Laws, to whom was referred House Bill No. 171, An act against false or fraudulent prescriptions by physicians, having considered the same, reported the same without amendment and recommended its passage.

W. E. KINNEY,  
E. H. SHANNON,  
A. WAGNER,  
E. F. BAILEY,

*A Majority of the Committee.*

The undersigned, a minority of the Committee on Revision of the Laws, to whom was referred House Bill No. 171, An act against false or fraudulent prescriptions by physicians, having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

A. J. LUCIER,

*A Minority of the Committee.*

The reports were accepted.

On motion of Senator Lucier, the bill was laid upon the table and made a special order for next Tuesday at 11.05 o'clock.

The undersigned, a majority of the Committee on Revision of the Laws, to whom was referred House Bill No. 170, An act to prevent the increase of drunkenness in no-license cities and towns, having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

E. H. SHANNON,  
A. J. LUCIER,  
A. WAGNER,

*A Majority of the Committee.*

The undersigned, a minority of the Committee on Revision of the Laws, to whom was referred House Bill No. 170, An act to prevent the increase of drunkenness in no-license cities and towns, having considered the same, reported the same without amendment and recommended its passage.

W. E. KINNEY,  
E. F. BAILEY,

*A Minority of the Committee.*

The reports were accepted.

On motion of Senator Kinney, the bill was laid upon the table and made a special order for next Tuesday at 11.06 o'clock.

#### NEW BILLS.

Senator Cain, for the Committee on the Judiciary, reported a bill with the following title and recommended its passage:

Senate Bill No. 61, An act in amendment of chapter 184 of the Public Statutes relating to times and places of holding courts of probate.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

On motion of Senator Musgrove, the rules were so far suspended that the printing of the bill was dispensed with. On motion of the same senator, the bill was laid upon the table.

Senator Cain, for the Committee on the Judiciary, reported a bill with the following title and recommended its passage:

Senate Bill No. 62, An act providing for the appointment of women as police matrons.



The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Senator Wagner, for the Committee on Revision of the Laws, reported a bill with the following title and recommended its passage:

Senate Bill No. 63, An act to amend chapter 222, Session Laws of 1905, as amended by chapter 325, Session Laws of 1911, entitled "An act to authorize the town of Woodstock to construct and maintain an electric light and power plant."

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

On motion of Senator Woodbury, the rules were so far suspended that the printing of the bill was dispensed with. On motion of the same senator, the bill was laid upon the table.

The following message was received from the House of Representatives by its clerk:

#### HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has concurred with the Honorable Senate in the passage of the following bill:

Senate Bill No. 60, An act in amendment of an act passed at the June session, 1813, entitled "An act to incorporate a number of the inhabitants of the town of Milford and other towns adjacent in the county of Hillsborough into a religious society by the name of the First Baptist Society in Milford," and other acts in amendment thereto.

The message also announced that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following bill:

House Bill No. 103, An act in amendment of section 4, chapter 48 of the Laws of 1907, entitled "An act for preventing the manufacture or sale of adulterated or misbranded, or poisonous, or deleterious foods, drugs, medicines and liquors."

The message further announced that the House of Representatives had passed bills with the following titles,

in the passage of which it asked the concurrence of the Honorable Senate:

House Bill No. 215, An act establishing and changing the present location of the Rockingham roads, connecting the Merrimack Valley road with the Massachusetts highway at the Massachusetts State line at Salem, N. H.

House Bill No. 536, An act to legalize the vote of the town of Stratford taken on March 9th, 1915.

House Bill No. 538, An act in amendment of "An act establishing municipal courts and abolishing existing police courts" approved March 4, 1915.

The message further announced that the House of Representatives concurs with the Honorable Senate in the passage of the following entitled bill, with amendments, in the passage of which amendments the House asks the concurrence of the Honorable Senate:

Senate Bill No. 53, An act to incorporate the Errol and Berlin Electric Railway company.

Amend section 1 of said bill by striking out the words "from some convenient point" and inserting in place thereof the words "from the northerly terminus of the Berlin Street Railway," so that said section as amended shall read:

"SECTION 1. That N. R. Leach, Homer R. Leach, Albert W. Kelley, Alphonso Curtis, Leroy H. Bragg, their associates, successors, and assigns are hereby made a corporation by the name of the Errol and Berlin Electric Railway company, with power to construct, maintain and operate a railway, with convenient sidings, turnouts, and switches from the northerly terminus of the Berlin Street railway in the city of Berlin in the county of Coos to some convenient point in the town of Errol in said county; and may also construct and maintain suitable buildings, dams, water and other motors, engines, electric and other machinery for the generation of electricity or other motive power, except steam, for the operation of said railway."

Amend section 2 of the bill by striking out the words "one hundred thousand dollars" and inserting in place

thereof the words "one million dollars," so that said section as amended shall read as follows:

"SECT. 2. The capital stock of said corporation shall not exceed one million dollars, and shall be divided into shares of a par value of one hundred dollars each; but said company shall issue capital stock and bonds to such amount only as may be necessary to construct and equip said railway, including the amount required to provide motive power for the operation thereof; and its bonded and other indebtedness shall at no time exceed the amount of its capital stock actually paid in. The amount of capital stock and bonds to be so issued from time to time shall be determined and issued in accordance with the provisions of the general laws."

On motion of Senator Shirley, the Senate voted to concur in the amendments to the foregoing bill sent up from the House of Representatives.

#### READ AND REFERRED.

The following entitled bills sent up from the House of Representatives were severally read a first and second time and referred:

To the Committee on the Judiciary,

House Bill No. 538, An act in amendment of "An act establishing municipal courts and abolishing existing police courts," approved March 4, 1915.

House Bill No. 536, An act to legalize the vote of the town of Stratford taken on March 9th, 1915.

To the Committee on Public Improvements,

House Bill No. 215, An act establishing and changing the present location of the Rockingham roads, connecting the Merrimack Valley road with the Massachusetts highway at the Massachusetts State line at Salem, N. H.

#### BILL TAKEN FROM THE TABLE.

On motion of Senator Musgrove, Senate Bill No. 61, An act in amendment of chapter 184 of the Public Statutes,



relating to times and places of holding courts of probate, was taken from the table.

On motion of Senator Musgrove, the rules were so far suspended that the bill was read a third time, passed and sent to the House of Representatives for concurrence.

On motion of Senator Cain, the Senate voted that the rules be so far suspended that all business in order for two o'clock this afternoon be in order at the present time.

#### THIRD READINGS.

Agreeably to the foregoing motion, and on motion of Senator Cain, the following entitled bills were severally read a third time by title and passed:

House Bill No. 488, An act in amendment of section 2 of chapter 275 of the Public Statutes, relating to larceny and receiving stolen goods.

House Bill No. 527, An act relating to licenses concerning property in this state granted to executors, administrators, trustees, conservators or guardians appointed and acting in another state.

Agreeably to the foregoing motion, and on motion of Senator Cain, the rules were so far suspended that the following entitled bill was read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendments:

House Bill No. 505, An act relating to insurance brokers (in amendment of chapter 29, Laws of 1905).

The following House joint resolution was read a third time and passed:

House Joint Resolution No. 102, Joint resolution to designate the treasurer of the New Hampshire College of Agriculture and Mechanic Arts as the custodian of federal funds granted to said college.

#### BILL TAKEN FROM THE TABLE.

On motion of Senator Lucier, the following entitled bill was taken from the table:

Senate Bill No. 63, An act to amend chapter 222, Session

Laws of 1905, as amended by chapter 325, Session Laws of 1911, entitled "An act to authorize the town of Woodstock to construct and maintain an electric light and power plant."

On motion of Senator Lucier, the rules were so far suspended that the bill was read a third time by title, passed and sent to the House of Representatives for concurrence.

On motion of Senator Marcotte, the Senate adjourned.

#### AFTERNOON.

On motion of Senator Cain, the Senate adjourned.

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#### MONDAY, MARCH 15, 1915.

The Senate met according to adjournment.

Senator Danforth, having assumed the chair, read the following communication:

MANCHESTER, N. H., March 15, 1915.

*Senator Danforth:*

Please preside for me at tonight's session of the New Hampshire Senate, and oblige,

GEORGE I. HASELTON,  
*President.*

The reading of the journal having been commenced, on motion of Senator Crossman, the rules were so far suspended that its further reading was dispensed with.

On motion of Senator Kinney, the Senate adjourned.

TUESDAY, MARCH 16, 1915.

The Senate met according to adjournment.

The journal was read and approved.

## COMMITTEE REPORTS.

Senator Kinney, for the Committee on Revision of the Laws, to whom was referred House Bill No. 222, An act in amendment of section 2 of chapter 88 of the Public Statutes, as amended by chapter 52 of the Laws of 1909, relating to school taxes, having considered the same, reported the same with the following amendment and recommended its passage:

Amend section 1 by striking out the whole of said section and substituting therefor the following:

SECTION 1. Section 2 of chapter 88 of the Public Statutes, as amended by chapter 52 of the Laws of 1909, is hereby amended by inserting in said section after the word "enumerated" the following: "with such alterations thereof as may be voted by the district," so that said section<sup>as</sup> amended shall read as follows:

"SECT. 2. The school board of each district in their annual report shall state in detail the sums of money which will be required during the ensuing fiscal year for the purchase of text-books, scholars' supplies, flags and appurtenances, and for the payment of the tuitions of the scholars of the district in high schools and academies, in accordance with chapter 96 of the Laws of 1901, and for the payment of all other statutory obligations of the district. The selectmen of the town in their next annual assessment shall assess upon the taxable polls and property of the district a sum sufficient to meet the obligations above enumerated, with such alterations thereof as may be voted by the district, and when collected shall pay the same over to the district treasurer."

The report was accepted, amendment adopted and the bill, as amended, ordered to a third reading this afternoon at two o'clock.



Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 150, An act to amend section 3 of chapter 137 of the Public Statutes of New Hampshire, relating to witnesses to deeds;

House Bill No. 538, An act in amendment of "An act establishing municipal courts and abolishing existing police courts," approved March 4, 1915, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at two o'clock.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 48, An act in amendment of section 2, chapter 104 of the Laws of 1901, as amended by section 1, chapter 1 of the Laws of 1909, relating to the trial of persons for murder, having considered the same, reported the same with the following amendments and recommended its passage:

Amend said act by striking out all after the enacting clause and inserting instead thereof the following:

"SECTION 1. Section 2, chapter 104, Laws of 1901, as amended by section 1, chapter 1, Laws of 1909, relating to the trial of persons for murder, and section 5, chapter 278 of the Public Statutes, as amended by section 1, chapter 24, Laws of 1899, as amended by section 1, chapter 114 of the Laws of 1903, and section 3, chapter 278 of the Public Statutes, are hereby repealed.

"SECT. 2. A person indicted for murder in either degree may be arraigned before the court holden by one justice. If he shall plead guilty of murder in the first degree the court may immediately impose a sentence of imprisonment for life, or the court may submit to a jury the question of punishment, whether it shall be imprisonment for life or capital punishment. If he shall plead guilty to any offence less than murder in the first degree, the court shall impose sentence according to law, *provided* such plea shall be accepted by the court. If he pleads not guilty, the court may assign him counsel and take other measures preparatory

to a trial. At the trial of a person indicted for murder in any degree one justice may preside.

"SECT. 3. The punishment of murder in the first degree shall be death or imprisonment for life, as the jury may determine, except as provided for in section 2 of this act; and the punishment of murder in the second degree shall be imprisonment for life, or for such term as the court having cognizance of the offense may order. If the jury shall find the respondent guilty of murder in the first degree, the punishment shall be life imprisonment unless the jury shall add to their verdict the words, 'with capital punishment.'

"SECT. 4. All acts and parts of acts inconsistent with this act are hereby repealed, and this act shall take effect upon its passage."

Further amend said act by striking out the title thereof and inserting instead thereof the following:

"An act to repeal section 2, chapter 104, Laws of 1901, as amended by section 1, chapter 1, Laws of 1909, relating to the trial of persons for murder, and to repeal section 5, chapter 278 of the Public Statutes, as amended by section 1 of chapter 24 of the Laws of 1899, and as amended by section 1, chapter 114, Laws of 1903, and to repeal section 3 of chapter 278 of the Public Statutes."

The report was accepted, amendments adopted and the bill, as amended, ordered to a third reading this afternoon at two o'clock.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 32, An act in amendment of section 10, chapter 78, Laws of 1897, relating to the ballots for use at biennial elections, having considered the same, reported the same with the following amendment and recommended its passage:

Amend the sixth paragraph of section 1 of the bill by adding thereto the following:

"A ballot marked by a cross within the circle shall be counted for all the candidates in the column beneath that circle; but if, in addition to the cross within the circle as

aforesaid, there shall appear upon any ballot a cross opposite the name of a candidate printed in another column than that beneath the circle where the cross is made, the ballot shall be counted for such candidate to the exclusion of the candidate in the other column whose name appears opposite the name so marked," so that said paragraph as amended shall read:

"In the last or right-hand column of each ballot there shall be no circle or device, but there shall be printed in the regular order the political designation of each office, as 'For governor,' 'For senator' and the like, and beneath each designation there shall be left as many blank lines as there are persons to be elected to such office. Above each column or list of candidates shall be printed in large, plain letters the name of the political party by which the candidates in such column or list were nominated. Above the party designation shall be printed a circle not less than three-fourths of an inch in diameter, and such circle shall be surrounded by the following words printed in plain letters: 'For a straight ticket make a cross (X) within this circle.' A ballot marked by a cross within the circle shall be counted for all the candidates in the column beneath that circle; but if, in addition to the cross within the circle as aforesaid, there shall appear upon any ballot a cross opposite the name of a candidate printed in another column than that beneath the circle where the cross is made, the ballot shall be counted for such candidate to the exclusion of the candidate in the other column whose name appears opposite the name so marked."

The report was accepted, amendments adopted and the bill, as amended, ordered to a third reading this afternoon at two o'clock.

Senator Cain, for the Committee on the Judiciary, to whom was referred Senate Bill No. 5, An act in amendment of chapter 76 of the Public Statutes, relating to damages happening in the use of highways, as amended by chapter 19, Laws of 1913, having considered the same, reported the same in a new draft and recommended its passage.



The report was accepted and the bill in its new draft read a first and second time and laid upon the table to be printed.

The following report of the Committee on Engrossed Bills was read and accepted:

BILLS ENGROSSED.

The committee have examined and found correctly engrossed the following bills and joint resolutions:

House Bill No. 166, An act creating a board of bank commissioners and abolishing the office of state auditor.

House Bill No. 181, An act in amendment of chapter 35, Laws of 1905, and of chapter 55, Laws of 1911, relating to state highways.

House Bill No. 212, An act amending section 13 (b) of chapter 164, Laws of 1909, as amended by chapter 145, Laws of 1913, relating to the transfer or lease of a public utility.

House Bill No. 258, An act to amend the charter of the New Hampshire Surety company.

House Bill No. 259, An act in amendment of chapter 328, Laws of 1909, entitled "An act to authorize the Amoskeag Manufacturing company to construct a dam across the Merrimack river below Goff's Falls," extending the time for constructing the same.

House Bill No. 361, An act amending section 16, chapter 220 of the Public Statutes, relating to the attachment of bulky articles.

House Bill No. 372, An act to amend chapter 303, Laws of 1909, entitled "An act to incorporate the St. Mary's Co-operative Credit Association."

House Bill No. 388, An act in amendment of chapter 366, Laws of 1913, chapter 309, Laws of 1893, and chapter 241, Laws of 1891, relating to the city of Rochester.

House Bill No. 453, An act in amendment of subdivision IX of section 10, chapter 50 of the Public Statutes, relating to the powers of city councils.

House Bill No. 482, An act in amendment of chapter 35, Laws of 1899, as amended by chapter 4, Laws of 1913, relating to appointment of conservators.

House Bill, No. 488, An act in amendment of section 2, chapter 275 of the Public Statutes, relating to larceny and receiving stolen goods.

House Bill No. 518, An act to incorporate the Amherst Water company.

House Bill No. 527, An act relating to licenses concerning property in this state granted to executors, administrators, trustees, conservators, or guardians appointed and acting in another state.

House Joint Resolution No. 13, Joint resolution in favor of repairing Sugar Loaf road in the town of Alexandria.

House Joint Resolution No. 39, Joint resolution in favor of repairing Tumbledown Dick road in the town of Brookfield.

House Joint Resolution No. 42, Joint resolution in favor of the Granite State Deaf Mute Mission.

House Joint Resolution No. 18, Joint resolution to provide for co-operative agricultural extension work between the New Hampshire College of Agriculture and the Mechanic Arts and the United States Department of Agriculture.

House Joint Resolution No. 53, Joint resolution for the repair and improvement of the Freedom, Effingham and Ossipee Center road, situated in the town of Freedom.

House Joint Resolution No. 54, Joint resolution in favor of repairing Robin's Hill road in the town of Chatham.

House Joint Resolution No. 102, Joint resolution to designate the treasurer of the New Hampshire College of Agriculture and the Mechanic Arts as the custodian of federal funds granted to said college.

Senate Bill No. 46, An act to amend the charter of the city of Rochester, known as chapter 241 of the Laws of 1891, entitled "An act to establish the city of Rochester," as amended by chapter 309, Laws of 1893, and chapter 366, Laws of 1913.

Senate Bill No. 53, An act to incorporate the Errol and Berlin Electric Railway company.

W. E. KINNEY,  
*For the Committee.*

## BILL FORWARDED.

The following entitled Senate bill, having been printed, was taken from the table and ordered to a third reading this afternoon at two o'clock:

Senate Bill No. 62, An act providing for the appointment of women as police matrons.

The following message was received from the House of Representatives by its clerk:

## HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has passed bills with the following titles and a joint resolution, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 72, An act to legalize the proceedings of the special meeting of the town of Farmington.

House Bill No. 193, An act relating to expenses of county solicitors while in the discharge of official duties.

House Bill No. 235, An act in amendment of section 5, chapter 224, Laws of 1903, establishing a village district in the town of Lisbon.

House Bill No. 305, An act creating a board of excise commissioners.

House Bill No. 364, An act in relation to the rates of telephone companies.

House Bill No. 519, An act in amendment of an act in amendment to the charter of the city of Manchester, establishing the office of overseer of the poor provided by chapter 291, Session Laws of 1909, and as amended by chapter 299, Session Laws of 1911.

House Bill No. 521, An act in amendment of chapter 359 of the Session Laws of 1911, entitled "An act to establish a board of public works in the city of Manchester."

House Bill No. 550, An act ratifying and confirming certain proceedings of the town of Littleton at its town meeting held on the ninth day of March, 1915.



House Joint Resolution No. 66, Joint resolution in favor of improvements in the state house yard.

READ AND REFERRED.

On motion of Senator Musgrove, the rules were so far suspended that the following entitled bills sent up from the House of Representatives were severally read a first and second time by title and referred:

To the Committee on the Judiciary,

House Bill No. 193, An act relating to expenses of county solicitors while in the discharge of official duties.

House Bill No. 550, An act ratifying and confirming certain proceedings of the town of Littleton at its town meeting held on the ninth day of March, 1915.

House Bill No. 521, An act in amendment of chapter 359 of the Sessions Laws of 1911, entitled "An act to establish a board of public works in the city of Manchester."

House Bill No. 364, An act in relation to the rates of telephone companies.

House Bill No. 72, An act to legalize the proceedings of the special meeting of the town of Farmington.

To the Committee on Revision of the Laws,

House Bill No. 235, An act in amendment of section 5, chapter 224, Laws of 1903, establishing a village district in the town of Lisbon.

House Bill No. 305, An act creating a board of excise commissioners.

House Bill No. 519, An act in amendment of an act in amendment to the charter of the city of Manchester, establishing the office of overseer of the poor, provided by chapter 291, Session Laws of 1909, and as amended by chapter 299, Session Laws of 1911.

The following joint resolution sent up from the House of Representatives was read a first and second time and referred to the Committee on Finance:

House Joint Resolution No. 66, Joint resolution in favor of improvements in the state house yard.

## SPECIAL ORDERS.

Senator Lucier called for the special order, it being House Bill No. 171, An act against false or fraudulent prescriptions by physicians.

Senator Lucier withdrew the minority report.

The question being stated,

Shall the bill be read a third time?

The affirmative prevailed on a *viva voce* vote and the bill was ordered to a third reading this afternoon at two o'clock.

Senator Kinney called for the second special order, it being House Bill No. 170, An act to prevent the increase of drunkenness in no-license cities and towns.

Senator Kinney moved that the report of the minority, that the bill ought to pass, be substituted for the report of the majority, that it is inexpedient to legislate.

The question being stated,

Shall the report of the minority be substituted for the report of the majority?

(Discussion ensued.)

Senator Martin demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:

Senators Crossman, Woodbury, Shirley, Musgrove, Shannon, Kinney, Danforth, Cain, Smith, Howard, Lucier, Martin, Kenney, Varney, Mathes, Whiting, Perkins, Parsons.

The following named senators voted in the negative:

Senators Weeks, Wagner.

Eighteen senators having voted in the affirmative and two senators having voted in the negative, the affirmative prevailed and the report of the minority was substituted for that of the majority.

The bill being upon its second reading, Senator Martin offered the following amendment and moved its adoption:

Amend section 2 by striking out all of said section 2 after the words "Sect. 2," and substituting in place thereof the following:

"If any person shall be convicted of a violation of section 1 of this act, he shall be punished by a fine of not less than \$10 and not more than \$50 and imprisonment in the house of correction for not less than thirty days nor more than ninety days for each offence."

The question being stated,

Shall the amendment be adopted?

The affirmative prevailed on a *viva voce* vote and the amendment was adopted.

Senator Lucier moved that the bill be indefinitely postponed.

The question being stated,

Shall the bill be indefinitely postponed?

The negative prevailed on a *viva voce* vote.

Senator Shannon demanded the yeas and nays.

(Discussion ensued.)

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:

Senators Shannon, Lucier, Weeks, Kenney, Wagner, Whiting.

The following named senators voted in the negative:

Senators Crossman, Woodbury, Shirley, Musgrove, Kinney, Danforth, Cain, Smith, Howard, Martin, Varney, Mathes, Perkins, Parsons.

Six senators having voted in the affirmative and fourteen senators having voted in the negative, the negative prevailed and the motion to indefinitely postpone the bill was declared lost.

On motion of Senator Cain, the bill, as amended, was recommitted to the Committee on Revision of the Laws.

#### INTRODUCTION OF A COMMITTEE REPORT.

Senator Kinney, under a suspension of the rules, introduced the following committee report:

Senator Kinney, for the Committee on Engrossed Bills, to whom was referred House Bill No. 266, An act to enlarge



the powers of school districts, reported the same with the following amendment and recommended its passage:

Amend section 1 by striking out the whole of said section and inserting in place thereof the following:

SECTION 1. Amend section 3, chapter 89 of the Public Statutes, as amended by chapter 55, Laws of 1913, by inserting after the word "outbuildings" the following: "and buildings to be used for occupancy by the teachers in the employ of such school district," so that said section shall read:

"SECT. 3. School districts may raise money to procure land for schoolhouse lots and for the enlargement of existing lots; to build, purchase, rent, repair, or remove schoolhouses and outbuildings, and buildings to be used for occupancy by the teachers in the employ of such school district; to procure insurance; to plant and care for shade and ornamental trees upon schoolhouse lots; to provide suitable furniture, books, maps, charts, apparatus, and conveniences for schools; and to pay debts. School districts may at any legal meeting holden therein, by a majority of the legal voters present and voting at the meeting, authorize its school board to hire money for any of the purposes above mentioned, of individuals living in the town in which such school district is located, at a rate of interest not exceeding five per cent per annum, and provide that all moneys thus loaned shall be exempt from taxation."

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence.

On motion of Senator Varney, the Senate adjourned.

## AFTERNOON.

### THIRD READINGS.

On motion of Senator Cain, the rules were so far suspended that the following entitled bills were severally read a third time by title and passed:

House Bill No. 150, An act to amend section 3 of chapter

137 of the Public Statutes of New Hampshire, relating to witnesses to deeds.

House Bill No. 171, An act against false or fraudulent prescriptions by physicians.

House Bill No. 538, An act in amendment of "An act establishing municipal courts and abolishing existing police courts," approved March 4, 1915.

On motion of Senator Cain, the rules were so far suspended that the following entitled bills were severally read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendments:

House Bill No. 48, An act in amendment of section 2, chapter 104 of the Laws of 1901, as amended by section 1, chapter 1 of the Laws of 1909, relating to the trial of persons for murder.

House Bill No. 32, An act in amendment of section 10, chapter 78, Laws of 1897, relating to the ballots for use at biennial elections.

House Bill No. 222, An act in amendment of section 2 of chapter 88 of the Public Statutes, as amended by chapter 52 of the Laws of 1909, relating to school taxes.

On motion of Senator Cain, the rules were so far suspended that the following entitled bill was read a third time by title, passed and sent to the House of Representatives for concurrence:

Senate Bill No. 62, An act providing for the appointment of women as police matrons.

On motion of Senator Cain, the Senate adjourned.

## WEDNESDAY, MARCH 17, 1915.

The Senate met according to adjournment.

The reading of the journal having been commenced, on motion of Senator Danforth, the rules were so far suspended that its further reading was dispensed with.

## COMMITTEE REPORTS.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 533, An act in amendment of section 3 of chapter 169 of the Public Statutes, relative to foreign insurance companies and their agents;

House Bill No. 536, An act to legalize the vote of the town of Stratford taken on March 9th, 1915, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at two o'clock.

Senator Wagner, for the Committee on Revision of the Laws, to whom was referred Senate Bill No. 55, An act in amendment of section 8, chapter 153 of the Laws of 1909, providing for the placing of the names of all party candidates at primaries upon the same ballot, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted. On motion of Senator Wagner, the bill was recommitted to the Committee on Revision of the Laws.

Senator Kenney, for the Committee on Labor, to whom was referred House Bill No. 236, An act in amendment of sections 9 and 10, chapter 162, Laws of 1911, relating to child labor, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

Senator Smith, for the Committee on the Judiciary, to whom was referred House Bill No. 195, An act to authorize the town of Colebrook to exempt hotel property from local



taxation, having considered the same, reported the same with the following amendment and recommended its passage:

Amend section 1, as now amended, by striking out all of said section and inserting in place thereof the following:

"SECTION 1. That the town of Colebrook be authorized to exempt from local taxation for a time, not exceeding ten years, the golf club building and other buildings actually used in connection with the golf course which is a part of the hotel property of Henry S. Hale. This act does not authorize said town to exempt from taxation any farm property or land owned by said Hale in said town."

The report was accepted, amendment adopted and the bill, as amended, ordered to a third reading this afternoon at two o'clock.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 509, An act to provide for the incorporation and management of trust companies and similar corporations, having considered the same, reported the same with the following amendments and recommended its passage:

Amend section 4 by adding to said section the following: "If, in any case, the board of incorporation after such hearing shall be of opinion that the public convenience and advantage will not be promoted by the exercise by the proposed corporation of all the powers and privileges which are included in said agreement of association, but that the same would be promoted by the exercise of a part of those powers and privileges, it shall so notify the petitioners, and in such case the petitioners may have leave to withdraw and may at once file another petition setting forth a new agreement of association upon which the same procedure shall be had as upon an original petition," so that said section as amended shall read:

"SECT. 4. A petition setting forth said agreement of association or the terms thereof, signed by the subscribers thereto and praying for a decision of the question whether the public convenience and advantage will be promoted by

the establishment of such corporation shall be filed with the Board of Trust Company Incorporation. A notice of a public hearing in such form as said board shall approve shall then be published at least once a week, for three successive weeks, in one or more newspapers to be designated by said board, one of which shall be a newspaper published in the city or town in which it is proposed to establish the corporation, if there be such, otherwise one published in the county in which said city or town is situated, the first publication of such notice to be within thirty days after said petition is filed with said board, and a copy of such notice shall be mailed to every bank, trust company or similar corporation located in said city or town, at least fourteen days before such hearing. Such notice shall specify the names of the incorporators, the name of the corporation and the location of the same, as set forth in said agreement and shall designate the time and place of the hearing at which the public and all persons interested may be heard upon said question. The board shall then decide the question and make a record of its decision. If the decision is adverse to the petitioners the petition shall be dismissed, and no further proceedings shall be had, but a new petition may be filed after one year from the date of the decision. If, in any case, the board of incorporation, after such hearing shall be of opinion that the public convenience and advantage will not be promoted by the exercise by the proposed corporation of all the powers and privileges which are included in said agreement of association, but that the same would be promoted by the exercise of a part of those powers and privileges, it shall so notify the petitioners, and in such case the petitioners may have leave to withdraw and may at once file another petition setting forth a new agreement of association upon which the same procedure shall be had as upon an original petition."

Further amend by striking out section 9 and inserting instead thereof the following:

"SECT. 9. Any corporation organized under this act

shall begin business within one year from the date of its incorporation; otherwise its charter shall become void."

Further amend by striking out the words "the security" in the 14th section after the words "capital and surplus on" and before the words "of real estate" and substituting instead thereof the following, "notes secured by first mortgage," so that said section as amended shall read:

"SECT. 14. Such corporation may be authorized and empowered to receive on deposit, storage, or otherwise, money, government securities, bonds, stocks, coin, jewelry, plate, valuable papers and documents, evidences of debt, and other personal property of a similar character, for safe keeping, upon such terms or conditions as may be agreed upon, which said deposits may be made by corporations and persons acting individually or in any fiduciary capacity; to collect and disburse the income and principal of said property when due; to advance or loan money or credits on personal security or property; to advance or loan not exceeding twenty-five per cent of its capital and surplus on notes secured by first mortgage of real estate situated in the New England States, but no such loan shall exceed seventy per cent of the value of the security; to negotiate, purchase, and sell notes, stocks, bonds, and other evidences of debt; to do a general banking business, and to conduct a savings bank business."

Further amend by inserting after the words "overdue debts" and before the words "unless the same" in the 19th section the following, "upon which no interest has been paid for a period of six months," so that said section as amended shall read:

"SECT. 19. The directors of any such corporation in determining dividends on its capital stock shall vote thereon by yeas and nays which vote shall be entered on the records of the corporation and no such corporation shall declare any dividend except from its earnings remaining after deducting all losses, all sums for expenses and all overdue debts upon which no interest has been paid for a period of six months unless the same are well secured and in process



of collection. Each director voting for any dividend declared in violation of any of the provisions of this section shall be fined one hundred dollars."

Further amend by striking out the words "it shall elect to amend" after the words "January, 1911, unless" and before the words "its charter" in the 30th section and inserting after said word "charter" the words, "shall have been amended," so that said section as amended shall read:

"SECT. 30. The stockholders in any such corporation shall be personally liable, equally and ratably, and not one for another, for all contracts, debts and engagements of the corporation to the amount of their stock therein at the par value thereof, in addition to the amount invested in such shares; *provided, however*, that the provisions of this section shall not apply to any such corporation which was actually engaged in the transaction of business on the first day of January, 1911, unless its charter shall have been amended under the provisions of this act. The officers and stockholders of corporations established under this act shall be excepted from the provisions of chapter 150 of the Public Statutes in the same manner and to the same extent that the officers and stockholders of banks are excepted."

Further amend by striking out the word "effecting" after the words "all existing laws" and before the words "such corporations" in the 33d section and inserting instead thereof the word, "affecting," so that said section as amended shall read:

"SECT. 33. The provisions of this act shall not apply to such corporations which were incorporated before its passage except in so far as such corporations are in terms made subject thereto by its provisions. Otherwise such corporations shall remain subject to the laws in force prior to the passage of this act. Corporations organized under the provisions of this act shall be subject to all existing laws affecting such corporations except in so far as the same are inconsistent with this act, but all acts or parts of acts inconsistent with this act are hereby repealed, in so far as they might

otherwise affect corporations organized or which are or may become subject to the provisions of this act."

The reading of the amendment having been commenced, on motion of Senator Musgrove, its further reading was dispensed with.

The report was accepted.

On motion of Senator Martin, the amendment was laid upon the table to be printed, and on motion of the same senator, the bill and amendment was made a special order for Thursday, March 25, at 11.05 o'clock.

#### NEW BILL.

The Committee on the Judiciary reported the following bill and recommended its passage:

Senate Bill No. 64, An act in amendment of section 49 of chapter 43 of the Public Statutes, relative to choice and duties of town officers.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

On motion of Senator Martin, the rules were so far suspended that printing of the bill was dispensed with.

On motion of Senator Shannon, the rules were further suspended, and the bill read a third time, passed and sent to the House of Representatives for concurrence.

The following message was received from the House of Representatives by its clerk:

#### HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has passed bills with the following titles, and joint resolutions in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 52, An act to amend chapter 8 of the Public Statutes, relating to the state and other public libraries.

House Bill No. 65, An act relative to anti-toxin.

House Bill No. 94, An act in amendment of chapter 61, Session Laws of 1909, relating to the sale of seeds.

House Bill No. 97, An act in amendment of chapter 35, Session Laws of 1901, as amended by chapter 195, Session Laws of 1911, relating to the sale of feeding-stuffs.

House Bill No. 98, An act in amendment of chapter 43, Session Laws of 1901, relating to the sale of fertilizer.

House Bill No. 522, An act in amendment of the charter of the city of Manchester, relating to the powers and duties of the mayor.

House Bill No. 537, An act in amendment of chapter 66 of the Laws of 1899, relating to offenses against the national and state flags.

House Bill No. 551, An act to establish a school district in the city of Laconia.

House Joint Resolution No. 1, Joint resolution for the repair of the Sandwich Notch and Dale road in the town of Sandwich.

House Joint Resolution No. 36, Joint resolution to provide for a breakwater in the town of Hampton.

House Joint Resolution No. 37, Joint resolution in favor of permanent improvement of the state highway leading from Little Diamond pond to Big Diamond pond in the town of Stewartstown.

House Joint Resolution No. 49, Joint resolution for the completion of the state highway in the town of Wakefield leading from East Wakefield to the state line at Newfield, Maine.

House Joint Resolution No. 61, Joint resolution in favor of Harry H. Meloon.

House Joint Resolution No. 76, Joint resolution appropriating money for the repair of the road leading from Orford bridge to Baker's pond in the town of Orford.

House Joint Resolution No. 88, Joint resolution appropriating money for the repair of the Sandwich Notch road in the town of Thornton.

House Joint Resolution No. 107, Joint resolution to provide for a deficiency in the expenses of certain departments and institutions of the state.

The message further announced that the House of Rep-



representatives refuses to concur with the Honorable Senate in the passage of the following entitled bills sent down from the Honorable Senate:

Senate Bill No. 11, An act to amend section 9 of chapter 31 of the Public Statutes of New Hampshire, relative to the rights and qualifications of voters.

Senate Bill No. 12, An act in amendment of chapter 42, Laws of 1903, entitled "An act to reimburse the town or county for aid furnished paupers."

Senate Bill No. 20, An act authorizing the board of insane persons in private families.

The message also announced that the House of Representatives has concurred with the Honorable Senate in the passage of the following bill and joint resolution:

Senate Bill No. 57, An act in amendment of chapter 264 of the Public Statutes, relating to offences against the police of towns.

Senate Joint Resolution No. 3, Joint resolution relating to municipal finance and accounts.

The message further announced that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following bill:

House Bill No. 505, An act in relation to insurance brokers, in amendment of chapter 29, Laws of 1905.

The message further announced that the House of Representatives had adopted the following amendment to Senate Bill No. 47, An act in amendment of an act to incorporate the Exeter, Hampton & Amesbury Street Railway Employees' Relief Association, proposed by the Committee on Engrossed Bills:

Amend section 1 by striking out "Amend section 2 of said act" in the first line and inserting in place thereof the following: "Section 2 of chapter 233, Laws of 1901, is hereby amended," in the adoption of which amendment, the House asks the concurrence of the Honorable Senate.

On motion of Senator Perkins, the Senate voted to concur in the foregoing amendment, sent up from the House of Representatives.

The message also announced that the House of Representatives has adopted the following amendment to House Bill No. 130, An act in amendment of chapter 40, section 4 of Public Statutes, as amended, relating to the powers and duties of towns, proposed by the Committee on Engrossed Bills:

Amend section 1 as follows: By inserting after the word "places" in line 34 the words, "to issue and distribute circulars, pamphlets, photographs, and other written or printed matter calling attention to the resources and natural advantages of said towns;" by inserting after the word "for" in line 36 the word, "public;" and by inserting before the word "and" in line 41 the words, "to defray the expenses of observing Old Home Week," so that said section as amended shall read:

SECTION 1. That section 4, chapter 40 of the Public Statutes, be amended by inserting after the words "history of the town" in the thirty-seventh line thereof the words, "to appropriate money for the celebration of anniversaries," so that said section 4 as amended shall read as follows:

"SECT. 4. Towns may, at any legal meeting, grant and vote such sums of money as they shall judge necessary to support schools; to build and repair schoolhouses; to maintain the poor; to lay out, build, and repair highways and sidewalks; to build and repair bridges; to light streets; to repair meeting-houses owned by the town so far as to render them useful for town purposes; to aid hospitals; to aid visiting or district nurse associations; to encourage volunteer enlistments in case of war or rebellion; to procure and erect a monument or memorial building to perpetuate the memory of such soldiers belonging thereto as may have sacrificed their lives in the service of their country, including a suitable lot therefor and fence for its protection; to defray the expense of decorating the graves of soldiers and sailors who have served in the army or navy of the United States in time of war, not exceeding three hundred dollars yearly, to be given to and expended by committees appointed by the Grand Army of the Republic or by committees ap-

pointed by the Spanish War Veterans, so long as they shall continue the services of Memorial Day as originally established and at present observed by that organization, and thereafter to such persons or organization as shall continue such services in the several towns; to provide and maintain armories for military organizations stationed therein which form part of the New Hampshire National Guard or reserved militia, not exceeding two hundred dollars yearly for each organization; to provide means for the extinguishment of fires; to establish and maintain public libraries and reading rooms, or to assist in the maintenance of any library or reading room that is kept open for the free use of all the inhabitants of the town; to establish cemeteries, and parks or commons, and to improve the same; to provide and maintain receiving tombs; to set out and care for shade and ornamental trees in highways, cemeteries, commons, and other public places; to issue and distribute circulars, pamphlets, photographs, and other written or printed matter calling attention to the resources and natural advantages of said towns; to provide and maintain suitable coasting and skating places, not exceeding five hundred dollars yearly; to establish, equip, and maintain suitable places for public playgrounds; to aid free public bank concerts, not exceeding eight hundred dollars annually; to procure the detection and apprehension of any person committing a felony therein; to prepare and publish the history of the town; to appropriate money for the celebration of anniversaries; to maintain and record weather observations; to defray the expenses of observing Old Home Week; and for all necessary charges arising within the town; but no money shall be raised or appropriated at any special town meeting except by vote by ballot, nor unless the ballots cast at such meeting shall be equal in number to at least one half of the number of legal voters borne on the check-list of the town at the annual or biennial election next preceding such special meeting; and such check-list may be used at such meeting upon the request of ten legal voters of the town,"



in the adoption of which amendment the House asks the concurrence of the Honorable Senate.

On motion of Senator Kinney, the Senate voted to concur in the foregoing amendment sent up from the House of Representatives.

#### INTRODUCTION OF A BILL.

Senator Whiting, under a suspension of the rules, sixteen senators having actually voted in favor thereof, introduced the following entitled bill:

On motion of Senator Cain, the rules were so far suspended that the bill was read a first and second time by title, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 65, An act in amendment of chapter 133 of the Laws of 1911, entitled "An act repealing chapter 86 of the Laws of 1905, and chapter 154 of the Laws of 1909, and enacting a motor vehicle law," as amended by chapters 81 and 171 of the Laws of 1913.

#### READ AND REFERRED.

On motion of Senator Woodbury, the rules were so far suspended that the following entitled bills sent up from the House of Representatives were severally read a first and second time by title and referred:

To the Committee on the Judiciary,

House Bill No. 52, An act to amend chapter 8 of the Public Statutes, relating to the state and other public libraries.

House Bill No. 94, An act in amendment of chapter 61, Session Laws of 1909, relating to the sale of seeds.

House Bill No. 97, An act in amendment of chapter 35, Session Laws of 1901, as amended by chapter 195, Session Laws of 1911, relating to the sale of feeding-stuffs.

House Bill No. 98, An act in amendment of chapter 43, Session Laws of 1901, relating to the sale of fertilizer.

House Bill No. 537, An act in amendment of chapter 66

of the Laws of 1899, relating to offenses against the national and state flags.

House Bill No. 551, An act to establish a school district in the city of Laconia.

To the Committee on Public Health,

House Bill No. 65, An act relative to anti-toxin.

To the Committee on Revision of the Laws,

House Bill No. 522, An act in amendment of the charter of the city of Manchester, relating to the powers and duties of the mayor.

The following joint resolutions sent up from the House of Representatives were severally read a first and second time and referred:

To the Committee on Finance,

House Joint Resolution No. 1, Joint resolution for the repair of the Sandwich Notch and Dale road in the town of Sandwich.

House Joint Resolution No. 36, Joint resolution to provide for a breakwater in the town of Hampton.

House Joint Resolution No. 61, Joint resolution in favor of Harry H. Meleon.

House Joint Resolution No. 88, Joint resolution appropriating money for the repair of the Sandwich Notch road in the town of Thornton.

House Joint Resolution No. 107, Joint resolution to provide for a deficiency in the expenses of certain departments and institutions of the state.

To the Committee on Public Improvements,

House Joint Resolution No. 49, Joint resolution for the completion of the state highway in the town of Wakefield leading from East Wakefield to the state line at Newfield, Maine.

To the Committee on Roads, Bridges and Canals,

House Joint Resolution No. 37, Joint resolution in favor of permanent improvement of the state highway leading from Little Diamond pond to Big Diamond pond in the town of Stewartstown.

House Joint Resolution No. 76, Joint resolution appro-

priating money for the repair of the road leading from Orford bridge to Baker's pond in the town of Orford.

On motion of Senator Whiting, the Senate adjourned.

### AFTERNOON.

#### MOTION FOR THE INTRODUCTION OF A JOINT RESOLUTION.

Senator Shannon moved that the rules be so far suspended as to allow the introduction of the following joint resolution:

Joint resolution to provide for appliances for the electrocution of criminals.

The question being stated,

Shall the rules be suspended?

A division being had, and thirteen senators voting in the affirmative and two senators voting in the negative, and less than sixteen senators having voted in the affirmative, the motion to suspend the rules was declared lost.

#### THIRD READINGS.

The following entitled bill was read a third time, passed and sent to the House of Representatives for concurrence:

Senate Bill No. 5, An act in amendment of chapter 76 of the Public Statutes, relating to damages happening in the use of highways, as amended by chapter 19, Laws of 1913.

On motion of Senator Martin, the rules were so far suspended that the following entitled bills were severally read a third time by title and passed:

House Bill No. 236, An act in amendment of sections 9 and 10, chapter 162, Laws of 1911, relating to child labor.

House Bill No. 533, An act in amendment of section 3 of chapter 169 of the Public Statutes, relative to foreign insurance companies and their agents.

House Bill No. 536, An act to legalize the vote of the town of Stratford taken on March 9th, 1915.

On motion of Senator Martin, the rules were so far sus-



pended that the following entitled bill was read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendment:

House Bill No. 195, An act to authorize the town of Colebrook to exempt hotel property from local taxation.

On motion of Senator Kinney, the Senate adjourned.

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THURSDAY, MARCH 18, 1915.

The Senate met according to adjournment.

The reading of the journal having been commenced, on motion of Senator Varney, the rules were so far suspended that its further reading was dispensed with.

COMMITTEE REPORTS.

Senator Varney, for the Committee on Finance, to whom was referred House Joint Resolution No. 71, Joint resolution making appropriation for repairs on buildings erected by the state for the New Hampshire Veterans' Association at The Weirs;

House Joint Resolution No. 103, Joint resolution to provide for a deficiency in the per diem and expenses of the governor's council, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the joint resolutions severally ordered to a third reading this afternoon at two o'clock.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 286, An act authorizing the city of Berlin to appropriate money in aid of the St. Louis Hospital of said city, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

Senator Smith, for the Committee on the Judiciary, to whom was referred House Bill No. 134 (In Senate new draft), An act in amendment of section 6, chapter 155, Laws of 1913, relating to the clearing of lumber slash along highways, having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted.

The question being stated,

Shall the resolution be adopted?

On motion of Senator Woodbury, the bill, with the question pending, was made a special order for next Wednesday, March 24, at 11.01 o'clock.

Senator Wagner, for the Committee on Revision of the Laws, to whom was referred Senate Bill No. 30, An act in amendment of chapter 153 of the Laws of 1909, relating to direct primaries, as amended by chapter 179 of the Laws of 1913, relating to modes of nominations, having considered the same, reported the same with the following resolution:

*Resolved*, That it be indefinitely postponed.

The report was accepted and the resolution adopted.

Senator Wagner, for the Committee on Revision of the Laws, to whom was referred House Bill No. 438, An act to regulate office hours in state departments;

House Bill No. 530, An act in amendment of section 1, chapter 126 of the Public Statutes, amended by chapter 32 of the Laws of 1901, relating to the weight of loaves of bread, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at two o'clock.

Senator Shannon, for the Committee on Incorporations, to whom was referred House Bill No. 535, An act to incorporate Granite Lodge No. 1056, Loyal Order of Moose of Berlin, New Hampshire, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

Senator Martin, for the Committee on Towns and Parishes, to whom was referred House Bill No. 528, An act in amendment of chapter 126 of the Laws of 1907, relating to water works owned by towns, having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution adopted.

Senator Musgrove, for the Committee on Agriculture, to whom was referred House Bill No. 330, An act to prevent the misuse of milk receptacles, having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution adopted.

Senator Musgrove, for the Committee on Agriculture, to whom was referred House Bill No. 510, An act in amendment of chapter 43, Session Laws of 1903, relating to state nursery inspector, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

Senator Howard, for the Committee on Public Improvements, to whom was referred House Bill No. 153, An act in amendment of chapter 168 of the Laws of 1913, entitled "An act to establish a state highway connecting the Merrimack Valley road with the East Side route," having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

Senator Howard, for the Committee on Public Improvements, to whom was referred House Bill No. 328, An act to provide for an investigation of the water power of the state and for determining the best methods of utilizing the same, having considered the same, reported the same without amendment and recommended its passage.



The report was accepted and the bill referred to the Committee on Finance under the rules.

Senator Danforth, for the Committee on Public Health, to whom was referred House Bill No. 101, An act in amendment of chapter 205 of the Laws of 1913, entitled "An act to control the further pollution of streams, lakes and rivers, and the protection of water supplies," having considered the same, reported the same with the following amendment and recommended its passage:

Amend section 1 by striking out all of said section and inserting in place thereof the following:

SECTION 1. Chapter 205 of the Laws of 1913, entitled "An act to control the further pollution of streams, lakes and rivers and the protection of water supplies," is hereby amended by striking out sections 3 and 4, and inserting in place thereof the following:

"SECT. 3. No person, corporation or association, supplying water to the public for domestic use, shall have resort to, hold in reserve, or maintain a connection through which water may be received from, any auxiliary or emergency source of supply the quality of which has not been approved by the state board of health and under regular inspection thereby, unless such source shall have been duly declared to and registered by the said board.

"Every valve, gate or other device for controlling or preventing the inflow of water of such unapproved character to the public supply pipe system must be of such construction as to permit of effective sealing or inspection and such valves, gates or other devices shall be kept under, or subject to the seal and inspection of the state board of health. Whenever it shall become necessary to break such seal or to resort to an unapproved emergency source, notice thereof within twenty-four hours shall be conveyed to the said board by telephone or telegraph and also by mail.

"The state board of health shall have full control and oversight of emergency intakes. It may when feasible and deemed necessary for the protection of public health upon reasonable notice require the abandonment of any existent

emergency source and the adoption of other means of supply; and if in its judgment the circumstances warrant, it may order the permanent installation and continuous maintenance in connection wherewith of some approved form of disinfecting apparatus or equipment.

"In case said board shall require the abandonment of any such emergency source, the person, corporation or association aggrieved thereby shall have an appeal to the superior court in term time or vacation, said appeal to be taken within thirty days from the receipt of the order from said board, and said court may make such orders thereon as justice may require.

"SECT. 4. Whoever violates any of the provisions of this act, or fails to comply with the lawful orders and requirements of the state board of health duly made and provided herein, or whoever hinders or obstructs any inspector in the pursuit of his lawful duty, shall be punished by a fine of not less than one hundred dollars nor more than one thousand dollars."

The report was accepted, amendment adopted and the bill, as amended, ordered to a third reading this afternoon at two o'clock.

Senator Danforth, for the Committee on Public Health, to whom was referred House Bill No. 227, An act relative to certain diseases of the eyes of infants, having considered the same, reported the same with the following amendment and recommended its passage:

Amend section 1 by striking out the word "physician" in the fourth line, and adding to the section the following words: "except that if a legally qualified physician is in attendance, he shall report as required by this section within twenty-four hours," so that the section as amended shall read:

"SECTION 1. Should one or both eyes of an infant become inflamed, swollen and red, and show an unusual discharge at any time within two weeks after its birth, it shall be the duty of the attending midwife, nurse, relative or other attendant treating or having charge of such infant,

to report in writing, within six hours thereafter, to the board of health of the city or town in which the parents of the infant reside, the fact that such inflammation, swelling and redness of the eyes, and unnatural discharge exist except that if a legally qualified physician is in attendance, he shall report as required by this section within twenty-four hours."

The report was accepted, amendment adopted and the bill, as amended, ordered to a third reading this afternoon at two o'clock.

#### NEW DRAFT.

Senator Wagner, for the Committee on Revision of the Laws, to whom was referred House Bill No. 532, An act to regulate the sale of lightning rods, having considered the same, reported the same in a new draft and recommended its passage.

The report was accepted, the bill in its new draft read a first and second time and laid upon the table to be printed.

The following message was received from the House of Representatives by its clerk:

#### HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has concurred with the Honorable Senate in the passage of the following bills and joint resolution:

Senate Joint Resolution No. 3, Joint resolution relating to municipal finance and accounts.

Senate Bill No. 57, An act in amendment of chapter 264 of the Public Statutes, relating to offences against the police of towns.

Senate Bill No. 25, An act to incorporate Laconia Lodge, No. 876, of the Benevolent and Protective Order of Elks.

The message also announced that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following bills:



House Bill No. 266, An act to enlarge the powers of school districts.

House Bill No. 32, An act in amendment of section 10, chapter 78, Laws of 1897, relating to the ballots for use at biennial elections.

House Bill No. 222, An act in amendment of section 2 of chapter 88 of the Public Statutes, as amended by chapter 52 of the Laws of 1909, relating to school taxes.

House Bill No. 48, An act in amendment of section 2, chapter 104 of the Laws of 1901, as amended by section 1, chapter 1 of the Laws of 1909, relating to the trial of persons for murder.

House Bill No. 505, An act relating to insurance brokers.

The message further announced that the House of Representatives has passed bills with the following titles, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 201, An act in amendment of chapter 164 of the Laws of 1911, as amended by chapter 145 of the Laws of 1913, relating to the public service commission.

House Bill No. 539, An act in amendment of section 6 of chapter 96 of the Session Laws of 1901, relating to high schools and academies, as amended by chapter 90 of the Session Laws of 1905.

House Bill No. 540, An act to incorporate the Lower Bartlett and Intervale Water company.

House Bill No. 541, An act relative to temporary absences of patients from the state hospital.

House Bill No. 542, An act to establish a system of cross-state highways.

House Bill No. 543, An act in amendment of chapter 187 of the Public Statutes, relating to the probate of wills.

House Bill No. 544, An act in amendment of chapter 98, Laws of 1901, relating to the planting and protection of shade trees along the highways.

House Bill No. 549, An act in relation to licensing foreign insurance companies.

House Bill No. 410, An act providing for the practice of medicine.

READ AND REFERRED.

On motion of Senator Varney, the rules were so far suspended that the following entitled bills sent up from the House of Representatives were severally read a first and second time by title and referred:

To the Committee on Education,

House Bill No. 539, An act in amendment of section 6 of chapter 96 of the Session Laws of 1901, relating to high schools and academies, as amended by chapter 90 of the Session Laws of 1905.

To the Committee on the Judiciary,

House Bill No. 201, An act in amendment of chapter 164 of the Laws of 1911, as amended by chapter 145 of the Laws of 1913, relating to the public service commission.

House Bill No. 542, An act to establish a system of cross-state highways.

House Bill No. 543, An act in amendment of chapter 187 of the Public Statutes, relating to the probate of wills.

House Bill No. 549, An act in relation to licensing foreign insurance companies.

To the Committee on Forestry,

House Bill No. 544, An act in amendment of chapter 98, Laws of 1901, relating to the planting and protection of shade trees along the highways.

To the Committee on State Hospital,

House Bill No. 541, An act relative to temporary absences of patients from the state hospital.

To the Committee on Incorporations,

House Bill No. 540, An act to incorporate the Lower Bartlett and Intervale Water company.

To the Committee on Public Health,

House Bill No. 410, An act providing for the practice of medicine.

On motion of Senator Weeks, the Senate adjourned.

## AFTERNOON.

## THIRD READINGS.

On motion of Senator Martin, the rules were so far suspended that the following entitled bills were severally read a third time by title and passed:

House Bill No. 153, An act in amendment of chapter 168 of the Laws of 1913, entitled "An act to establish a state highway connecting the Merrimack Valley road with the East Side route."

House Bill No. 286, An act authorizing the city of Berlin to appropriate money in aid of the St. Louis Hospital of said city.

House Bill No. 438, An act to regulate office hours in state departments.

House Bill No. 510, An act in amendment of chapter 43, Session Laws of 1903, relating to state nursery inspector.

House Bill No. 530, An act in amendment of section 1, chapter 126 of the Public Statutes, amended by chapter 32 of the Laws of 1901, relating to the weight of loaves of bread.

House Bill No. 535, An act to incorporate Granite Lodge No. 1056, Loyal Order of Moose of Berlin, New Hampshire.

On motion of Senator Martin, the rules were so far suspended that the following entitled bills were severally read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendments:

House Bill No. 101, An act in amendment of chapter 205 of the Laws of 1913, entitled "An act to control the further pollution of streams, lakes and rivers, and the protection of water supplies."

House Bill No. 227, An act relative to certain diseases of the eyes of infants.

The following joint resolutions were severally read a third time and passed:

House Joint Resolution No. 71, Joint resolution making appropriation for repairs on buildings erected by the state for the New Hampshire Veterans' Association at The Weirs.



House Joint Resolution No. 103, Joint resolution to provide for a deficiency in the per diem and expenses of the governor's council.

On motion of Senator Mathes, the following resolution was adopted:

*Resolved*, That when the Senate adjourns this afternoon, it adjourn to meet tomorrow morning at 9 o'clock, and when it adjourns Friday morning it be to meet Monday evening at 7.30 o'clock.

On motion of Senator Mathes, the Senate adjourned.

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FRIDAY, MARCH 19, 1915.

The Senate met according to adjournment.

Senator Martin, having assumed the chair, read the following communication:

MANCHESTER, N. H., March 19, 1915.

*Senator Martin:*

Please preside for me at today's session of the New Hampshire Senate, and oblige,

GEORGE I. HASELTON,  
*President.*

The reading of the journal having been commenced, on motion of Senator Lucier, the rules were so far suspended that its further reading was dispensed with.

On motion of Senator Lucier, the Senate adjourned.

MONDAY, MARCH 22, 1915.

The Senate met according to adjournment.

Senator Danforth, having assumed the chair, read the following communication:

MANCHESTER, N. H., March 22, 1915.

*Senator Danforth:*

Please preside for me at tonight's session of the New Hampshire Senate, and oblige,

GEORGE I. HASELTON,  
*President.*

The journal was read and approved.

On motion of Senator Martin, the Senate adjourned.

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TUESDAY, MARCH 23, 1915.

The Senate met according to adjournment.

The journal was read and approved.

LEAVE OF ABSENCE.

Senator Varney was granted leave of absence for the day on account of important business.

COMMITTEE REPORTS.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 550, An act ratifying and confirming certain proceedings of the town of Littleton at its town meeting held on the ninth day of March, 1915;

House Bill No. 364, An act in relation to the rates of telephone companies;

House Bill No. 289, An act relating to the powers of corporations and in amendment of chapter 150 of the Public Statutes, relating to individual liability of corporators;

House Bill No. 290, An act relating to the powers of cor-

porations, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bill severally ordered to a third reading this afternoon at two o'clock.

#### NEW BILL.

Senator Danforth, for the Committee on Fisheries and Game, reported a bill with the following title and recommended its passage:

Senate Bill No. 66, An act in amendment of section 2 of chapter 165 of the Session Laws of 1913, entitled "An act abolishing the board of fish and game commissioners and creating the office of fish and game commissioner."

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Senator Musgrove moved that the rules be so far suspended that the bill be recommitted to the Committee on Fisheries and Game, for the purpose of a public hearing.

(Discussion ensued.)

Senator Danforth moved that the rules be so far suspended that printing of the bill be dispensed with and the bill be read a third time by title and put upon its final passage.

The chair ruled that the motion was not in order.

The question being,

Shall the bill be recommitted?

The negative prevailed on a *viva voce* vote.

Senator Musgrove demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:

Senators Crossman, Woodbury, Musgrove, Smith, Lucier, Martin, Kenney, Parsons.

The following named senators voted in the negative:

Senators Bailey, Shirley, Shannon, Kinney, Danforth, Cain, Howard, Weeks, Wagner, Marcotte, Mathes, Whiting, Perkins.

Eight senators having voted in the affirmative and thir-



teen senators having voted in the negative, the negative prevailed and the motion to recommit was declared lost.

Senator Musgrove moved that the bill be laid upon the table and made a special order for next Tuesday at 11.05 o'clock.

The question being stated,

Shall the bill be made a special order for next Tuesday, March 30, at 11.05 o'clock?

The negative prevailed on a *viva voce* vote.

Senator Musgrove demanded the yeas and nays.

(Discussion ensued.)

Senator Cain moved to amend the motion of Senator Musgrove by making the bill a special order for Wednesday afternoon at 2.05 o'clock.

The question being stated,

Shall the amendment be adopted?

The affirmative prevailed on a *viva voce* vote and the amendment was adopted.

The question recurring,

Shall the bill be laid upon the table and be made a special order for Wednesday afternoon at 2.05 o'clock?

The affirmative prevailed on a *viva voce* vote and the bill was made a special order for Wednesday afternoon at 2.05 o'clock.

#### NEW BILL.

Senator Cain, for the Committee on the Judiciary, reported a bill with the following title and recommended its passage:

Senate Bill No. 67, An act to establish a village improvement precinct in North Conway.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

On motion of Senator Musgrove, the rules were so far suspended that the printing of the bill was dispensed with and the bill read a third time by title, passed and sent to the House of Representatives for concurrence.

## INTRODUCTION OF A BILL.

Senator Bailey, under a suspension of the rules, sixteen senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on Banks:

Senate Bill No. 68, An act in amendment of chapter 114 of the Laws of 1901, entitled "An act to regulate and limit the investments of savings banks."

The following report of the Committee on Engrossed Bills was read and accepted:

## BILLS ENGROSSED.

The Committee on Engrossed Bills have examined and found correctly engrossed the following bills and joint resolutions:

House Bill No. 32, An act in amendment of section 10, chapter 78, Laws of 1897, relating to the ballots for use at biennial elections.

House Bill No. 48, An act to repeal section 2, chapter 104, Laws of 1901, as amended by section 1, chapter 1, Laws of 1909, relating to the trial of persons for murder, and to repeal section 5, chapter 278 of the Public Statutes, as amended by section 1, chapter 24, Laws of 1899, and by section 1, chapter 114, Laws of 1903, and to repeal section 3, chapter 278 of the Public Statutes.

House Bill No. 103, An act in amendment of section 4, chapter 48, Laws of 1907, entitled "An act for preventing the manufacture or sale of adulterated, or misbranded, or poisonous, or deleterious foods, drugs, medicines, and liquors."

House Bill No. 130, An act in amendment of section 4, chapter 40 of the Public Statutes, as amended, relating to the powers and duties of towns.

House Bill No. 150, An act to amend section 3, chapter 137 of the Public Statutes, relating to witnesses to deeds.

House Bill No. 153, An act in amendment of chapter 168,

Laws of 1913, entitled "An act to establish a state highway connecting the Merrimack Valley road with the East Side route."

House Bill No. 171, An act against false or fraudulent prescriptions by physicians.

House Bill No. 195, An act to authorize the town of Colebrook to exempt hotel property from local taxation.

House Bill No. 222, An act in amendment of section 2, chapter 88 of the Public Statutes, as amended by chapter 52, Laws of 1909, relating to school taxes.

House Bill No. 236, An act in amendment of sections 9 and 10, chapter 162, Laws of 1911, relating to child labor.

House Bill No. 266, An act to enlarge the powers of school districts.

House Bill No. 286, An act authorizing the city of Berlin to appropriate money in aid of the St. Louis Hospital of said city.

House Bill No. 438, An act to regulate office hours in state departments.

House Bill No. 463, An act establishing a method for determining the equalized valuation per pupil of average attendance for the town of Boscawen.

House Bill No. 505, An act relating to insurance brokers, in amendment of chapter 29, Laws of 1905.

House Bill No. 510, An act in amendment of chapter 43, Laws of 1903, relating to state nursery inspector.

House Bill No. 530, An act in amendment of section 1, chapter 126 of the Public Statutes, as amended by chapter 32, Laws of 1901, relating to the weight of loaves of bread.

House Bill No. 533, An act in amendment of section 3, chapter 169 of the Public Statutes, relative to foreign insurance companies and their agents.

House Bill No. 535, An act to incorporate Granite Lodge No. 1056, Loyal Order of Moose of Berlin, New Hampshire.

House Bill No. 536, An act to legalize the vote of the town of Stratford taken on March 9, 1915.

House Bill No. 538, An act in amendment of "An act



establishing municipal courts and abolishing existing police courts," approved March 4, 1915.

House Joint Resolution No. 71, Joint resolution making appropriation for repairs on buildings erected by the state for the New Hampshire Veterans' Association at The Weirs.

House Joint Resolution No. 103, Joint resolution to provide for a deficiency in the per diem and expenses of the governor's council.

Senate Bill No. 47, An act in amendment of an act to incorporate the Exeter, Hampton & Amesbury Street Railway Employees' Relief Association.

Senate Bill No. 57, An act in amendment of chapter 264 of the Public Statutes, relating to offenses against the police of towns.

Senate Bill No. 60, An act in amendment of an act passed at the June session, 1813, entitled "An act to incorporate a number of the inhabitants of the town of Milford and other towns adjacent in the county of Hillsborough into a religious society by the name of the First Baptist Society in Milford," and other acts in amendment thereto.

Senate Joint Resolution No. 3, Joint resolution relating to municipal finance and accounts.

W. E. KINNEY,  
*For the Committee.*

#### BILLS FORWARDED.

The following entitled House bill (in Senate new draft) having been printed, was taken from the table and ordered to a third reading this afternoon at two o'clock:

House Bill No. 532 (In Senate new draft), An act to regulate the sale of lightning rods.

The following message was received from the House of Representatives by its clerk:

#### HOUSE MESSAGE.

*Mr. President:*

The House of Representatives refuses to concur with the Honorable Senate in the passage of the following joint resolutions sent down from the Honorable Senate:

Senate Joint Resolution No. 2, Joint resolution in favor of John N. Haines.

Senate Joint Resolution No. 6, Joint resolution in favor of John G. Parsons.

The message also announced that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following bill:

House Bill No. 195, An act to authorize the town of Colebrook to exempt hotel property from local taxation.

The message further announced that the House of Representatives has passed bills with the following titles, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 11, An act to change the name of White pond to White lake.

House Bill No. 548, An act to authorize the city of Nashua to issue bonds.

House Bill No. 552, An act to regulate the sale and to standardize the strength and purity of fungicides and insecticides.

House Bill No. 555, An act legalizing the town meeting of the town of North Hampton, held March 9, 1915.

#### READ AND REFERRED.

On motion of Senator Martin, the rules were so far suspended that the following entitled bills sent up from the House of Representatives were severally read a first and second time by title and referred:

To the Committee on Revision of the Laws,

House Bill No. 11, An act to change the name of White pond to White lake.

To the Committee on the Judiciary,

House Bill No. 548, An act to authorize the city of Nashua to issue bonds.

House Bill No. 555, An act legalizing the town meeting of the town of North Hampton, held March 9, 1915.

To the Committee on Agriculture,

House Bill No. 552, An act to regulate the sale and to

standardize the strength and purity of fungicides and insecticides.

On motion of Senator Kenney, the Senate adjourned.

### AFTERNOON.

#### THIRD READINGS.

On motion of Senator Cain, the rules were so far suspended that the following entitled bills were severally read a third time by title and passed:

House Bill No. 289, An act relating to the powers of corporations and in amendment of chapter 150 of the Public Statutes, relating to individual liability of corporators.

House Bill No. 290, An act relating to the powers of corporations.

House Bill No. 550, An act ratifying and confirming certain proceedings of the town of Littleton at its town meeting held on the ninth day of March, 1915.

On motion of Senator Cain, the rules were so far suspended that the following entitled House Bill (in Senate new draft), was read a third time by title, passed and sent to the House of Representatives for concurrence:

House Bill No. 532 (in Senate new draft), An act to regulate the sale of lightning rods.

On motion of Senator Cain, the rules were so far suspended that the following entitled bill was read a third time by title:

House Bill No. 364, An act in relation to the rates of telephone companies.

The question being stated,

Shall the bill pass?

On motion of Senator Shannon, the bill was laid upon the table and made a special order for tomorrow at 11.05 o'clock.

#### LEAVE OF ABSENCE.

Senator Lucier was granted leave of absence for the afternoon on account of important business.

On motion of Senator Bailey, the Senate adjourned.



WEDNESDAY, MARCH 24, 1915.

The Senate met according to adjournment.

The reading of the journal having been commenced, on motion of Senator Martin, the rules were so far suspended that its further reading was dispensed with.

LEAVES OF ABSENCE.

Senator Clark was granted leave of absence for the day on account of important business.

Senator Lucier was granted leave of absence for the day on account of important business.

COMMITTEE REPORTS.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 481, An act in amendment of section 7, chapter 177 of the Public Statutes, relating to sale of personal property by guardians, having considered the same, reported the same with the following amendment and recommended its passage:

Amend section 1 by striking out the whole of said section and substituting instead thereof the following:

SECTION 1. Amend section 7, chapter 177 of the Public Statutes, by striking out the whole of said section and inserting instead thereof the following:

"SECT. 7. Any guardian or conservator, after the return of the inventory of the personal estate of his ward, may within six months after the filing thereof, apply to the judge of probate, by petition, for a license to sell the same, except notes, bonds, stocks and other written evidences of debt, and the judge of probate shall, by license, authorize the sale of the same, either by auction or private sale, and if no sale shall be made by license of the judge of probate, the guardian or conservator shall be chargeable for the appraised value thereof, except such goods and chattels as have been kept for the use of his ward. If the guardian has conducted the sale thereof with fidelity, the judge of

probate shall charge him in the settlement of his account only for the amount of such sale."

The report was accepted, amendment adopted and the bill, as amended, ordered to a third reading this afternoon at two o'clock.

#### MAJORITY AND MINORITY REPORTS.

The undersigned, a majority of the Committee on Labor, to whom was referred House Bill No. 79, An act in amendment of section 21 of chapter 180 of the Public Statutes, as amended by chapter 134 of the Laws of 1909, relating to weekly payment of wages, having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

VALENTINE MATHES,  
HERBERT PERKINS,  
W. A. DANFORTH,  
A. R. SHIRLEY,

*For a Majority of the Committee.*

The undersigned, a minority of the Committee on Labor, to whom was referred House Bill No. 79, An act in amendment of section 21 of chapter 180 of the Public Statutes, as amended by chapter 134 of the Laws of 1909, relating to weekly payment of wages, having considered the same, reported the same without amendment and recommended its passage.

JOSEPH P. KENNEY,  
*For a Minority of the Committee.*

The reports were accepted.

Senator Kenney moved that the report of the minority be substituted for that of the majority.

(Discussion ensued.)

Senator Kenney demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:

Senators Musgrove, Martin, Kenney.

The following named senators voted in the negative:

Senators Crossman, Woodbury, Shirley, Shannon, Kinney, Danforth, Cain, Smith, Howard, Weeks, Wagner, Marcotte, Varney, Mathes, Perkins.

Three senators having voted in the affirmative and fifteen senators having voted in the negative, the negative prevailed and the motion to substitute the report of the minority for that of the majority was declared lost.

The question being,

Shall the resolution of the majority of the committee, that it is inexpedient to legislate, be adopted?

The affirmative prevailed on a *viva voce* vote and the resolution was adopted.

The undersigned, a majority of the Committee on Labor, to whom was referred Senate Bill No. 42, An act to require the recording and reporting of certain industrial accidents and to provide for its enforcement, having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

VALENTINE MATHES,  
HERBERT PERKINS,  
W. A. DANFORTH,  
A. R. SHIRLEY,

*For a Majority of the Committee.*

The undersigned, a minority of the Committee on Labor, to whom was referred Senate Bill No. 42, An act to require the recording and reporting of certain industrial accidents and to provide for its enforcement, having considered the same, reported the same without amendment and recommended its passage.

JOSEPH P. KENNEY,

*For a Minority of the Committee.*

The reports were accepted.

Senator Kenney moved that the report of the minority be substituted for the report of the majority, and upon that motion demanded the yeas and nays.



The clerk proceeded to call the roll.

The following named senators voted in the affirmative:

Senator Crossman, Woodbury, Musgrove, Kenney, Wagner.

The following named senators voted in the negative:

Senators Shirley, Shannon, Kinney, Danforth, Cain, Smith, Howard, Weeks, Martin, Marcotte, Varney, Mathes, Perkins.

Five senators having voted in the affirmative and thirteen senators having voted in the negative, the negative prevailed and the motion to substitute the report of the minority for that of the majority was declared lost.

The question being,

Shall the report of the majority, that it is inexpedient to legislate, be adopted?

The affirmative prevailed on a *viva voce* vote and the resolution was adopted.

Senator Kinney, for the Committee on Revision of the Laws, to whom was referred House Bill No. 519, An act in amendment of an act in amendment to the charter of the city of Manchester, establishing the office of overseer of the poor provided by chapter 291, Session Laws of 1909, and as amended by chapter 299, Session Laws of 1911, having considered the same, reported the same with the following amendments and recommended its passage:

Amend the title by striking it out and substituting therefor the following:

"An act to repeal chapter 299 of the Laws of 1911 entitled 'An act in amendment of an act in amendment to the charter of the city of Manchester, establishing the office of overseer of the poor provided under the laws of the state, chapter 291, Session Laws of 1909.'"

Amend section 1 by striking out all of said section and substituting therefor the following:

"SECTION 1. Chapter 299 of the Session Laws of 1911 is hereby repealed."

The report was accepted, amendments adopted and the

bill, as amended, ordered to a third reading this afternoon at two o'clock.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 97, An act in amendment of chapter 35, Session Laws of 1901, as amended by chapter 195, Session Laws of 1911, relating to the sale of feeding-stuffs, having considered the same, reported the same with the following amendments and recommended its passage:

Amend section 5 of said bill by adding after the word "at" in the ninety-second line of the printed bill the following, "the New Hampshire College Agricultural Experiment Station at" and by striking out after the word "Station" in the one hundred twenty-second line of the printed bill the following, "as the governor and council may determine," so that said section as amended shall read as follows:

"SECT. 5. The commissioner of agriculture shall annually cause to be analyzed at the New Hampshire College Agricultural Experiment Station at least one sample to be taken in the manner hereinafter prescribed of every concentrated commercial feeding-stuff sold or offered for sale, under the provisions of this act. Said commissioner shall cause a sample to be taken not exceeding two pounds in weight, for such analysis, from any lot or package of such commercial feeding-stuff which may be in the possession of any manufacturer, importer, agent, or seller in this state; said sample shall be drawn in the presence of the parties in interest, or their representatives, and taken from a parcel or a number of packages, which shall not be less than ten per cent of the whole lot sampled, and shall be thoroughly mixed, and then divided into two equal samples and placed in glass vials and carefully sealed and a label placed on each stating the name of the party from whose stock the sample was drawn and the time and place of drawing, and said label shall also be signed by the person taking the sample and by the party, or parties in interest, or their representatives at the drawing and sealing of said samples; one of said duplicate samples shall be retained by the commissioner and the other by the party whose stock was sampled, and the sample or samples

retained by the commissioner shall be for comparison with the certified statement named in section three of this act. The result of the analysis of the sample or samples so procured, together with such additional information as circumstances advise shall be promptly published in reports of bulletins by the commissioner of agriculture or by the New Hampshire College Agricultural Experiment Station."

The report was accepted, amendments adopted and the bill, as amended, ordered to a third reading this afternoon at two o'clock.

Senator Wagner, for the Committee on Revision of the Laws, to whom was referred House Bill No. 474, An act in amendment of section 1, chapter 14, Laws of 1913, and chapter 73 relating to highway agents, having considered the same, reported the same with the following amendments and recommended its passage:

Amend the title by striking it out and substituting therefor the following:

"An act in amendment of section 3, chapter 29 of the Laws of 1893, as amended by section 1, chapter 14 of the Laws of 1913, relating to highway agents."

Amend section 1 by striking out all of said section and substituting therefor the following:

SECTION 1. Section 3, chapter 29 of the Laws of 1893, as amended by section 1, chapter 14 of the Laws of 1913, is hereby amended by striking out all of said section 3 and substituting therefor the following:

"SECT. 3. At the annual election each town shall elect by ballot one or more, not exceeding three, highway agents, who under the direction of the selectmen, shall have charge of the construction and repair of all highways and bridges within the town; and shall have authority to employ the necessary men and teams, and purchase timber, planks and other material for construction and repair of highways and bridges and they may remove gravel, rocks, or other materials from one part of the town to the other, doing no damage to adjoining land, for the purpose of grading or otherwise repairing the same. Or the town may vote at the



annual election to instruct its selectmen to appoint an expert highway agent, who, under the direction of the selectmen, shall have the same power and perform the same duties as a highway agent if elected by said town.

"Said agents shall be sworn to the faithful discharge of their duty, give bonds to the satisfaction of the selectmen, and be responsible to them for the expenditure of money and discharge of their duties generally. The compensation of said agents shall be fixed by the town or selectmen and they shall render to the selectmen monthly statements of their expenditures and receive no money from the treasurer only on the order of the selectmen."

The report was accepted, amendments adopted and the bill, as amended, ordered to a third reading this afternoon at two o'clock.

Senator Wagner, for the Committee on Revision of the Laws, to whom was referred Senate Bill No. 55, An act in amendment of section 8, chapter 153 of the Laws of 1909, providing for the placing of the names of all party candidates at primaries upon the same ballot, having considered the same, reported the same with the following amendment and recommended its passage:

Amend section 1 of said bill by striking out in the eleventh line thereof the following: "The names of all candidates for the same office shall be printed in the same column with the party designation following their names," and substituting in place thereof the following: "The names of all candidates for the same office shall be printed upon the ballot in perpendicular columns, and candidates of each party for said office shall be printed in a separate column," so that said section as amended shall read as follows:

SECTION 1. Section 8 of chapter 153 of the Laws of 1909 is hereby amended by striking out all after the word "ballot" in the second line of said section and inserting in place thereof the following: "shall be prepared by the secretary of state and shall be as nearly as is practicable in the same form as ballots now used at elections. Below the name of each office shall be printed in small but easily

legible letters the words 'Vote for one,' 'Vote for two,' 'Vote for three,' or a spelled number designating how many persons are to be voted for. The names of all candidates for the same office shall be printed upon the ballot in perpendicular columns, and candidates of each party for said office shall be printed in a separate column. Whenever there are two or more candidates for nomination to the same office who are to be voted for in more than one town or ward, the names of such candidates shall be so alternated on the ballots used that each shall appear thereon as nearly as may be an equal number of times at the top, at the bottom, and in each intermediate place, if any, of the list or group in which it belongs. Names of rival candidates for nomination to the same office who are to be voted for in only one town or ward shall be arranged in the alphabetical order of their surnames. Following the names printed on the ballot after the name of each office to be filled shall be as many blank lines as there are persons to be elected to that office," so that said section as amended shall read: ✓

"SECT. 8. At least ten days before any primary is to be held, an official ballot shall be prepared by the secretary of state and shall be as nearly as is practicable in the same form as ballots now used at elections. Below the name of each office shall be printed in small but easily legible letters the words 'Vote for one,' 'Vote for two,' 'Vote for three,' or a spelled number designating how many persons are to be voted for. The names of all candidates for the same office shall be printed upon the ballot in perpendicular columns, and candidates of each party for said office shall be printed in a separate column. Whenever there are two or more candidates for nomination to the same office who are to be voted for in more than one town or ward, the names of such candidates shall be so alternated on the ballots used that each shall appear thereon as nearly as may be an equal number of times at the top, at the bottom, and in each intermediate place, if any, of the list or group in which it belongs. Names of rival candidates for nomination to the

same office who are to be voted for in only one town or ward shall be arranged in the alphabetical order of their surnames. Following the names printed on the ballot after the name of each office to be filled shall be as many blank lines as there are persons to be elected to that office. No voter shall mark his ballot under more than one party designation, and all ballots used at primaries shall have the following instructions printed at the top and on the face of said ballots: "No ballot shall be marked in more than one party column, otherwise said ballot shall be null and void."

The report was accepted, amendments adopted and the bill, as amended, ordered to a third reading this afternoon at two o'clock.

Senator Danforth, for the Committee on State Hospital, to whom was referred House Bill No. 541, An act relative to temporary absences of patients from the state hospital, having considered the same, reported the same with the following amendment and recommended its passage:

Amend said act by striking out all after the words "Section 1" and substituting the following therefor:

"SECTION 1. The superintendent of the state hospital with the approval of the supervising body may permit any inmate thereof temporarily to leave said institution in charge of his guardian, relatives, or friends, for a period not exceeding six months, and may receive him when returned by any said guardian, relatives or friends within said period, or may take and recommit him when necessary, without any further order of commitment.

"SECT. 2. All acts or parts inconsistent with this act are hereby repealed, and this act shall take effect upon its passage."

The report was accepted, amendment adopted and the bill, as amended, ordered to a third reading this afternoon at two o'clock,

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 72, An act to legalize



the proceedings of the special meeting of the town of Farmington;

House Bill No. 94, An act in amendment of chapter 61, Session Laws of 1909, relating to the sale of seeds;

House Bill No. 98, An act in amendment of chapter 43, Session Laws of 1901, relating to the sale of fertilizer;

House Bill No. 537, An act in amendment of chapter 66 of the Laws of 1899, relating to offenses against the national and state flags;

House Bill No. 551, An act to establish a school district in the city of Laconia, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at two o'clock.

Senator Kenney, for the Committee on Labor, to whom was referred House Bill No. 320, An act to promote the public health by providing for one day of rest in seven for employees in certain employments, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

Senator Shirley, for the Committee on Roads, Bridges and Canals, to whom was referred House Joint Resolution No. 37, Joint resolution in favor of permanent improvement of the state highway leading from Little Diamond pond to Big Diamond pond in the town of Stewartstown, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution referred to the Committee on Finance under the rules.

Senator Perkins, for the Committee on Roads, Bridges and Canals, to whom was referred House Joint Resolution No. 76, Joint resolution appropriating money for the repair of the road leading from Orford bridge to Baker's pond, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution was referred to the Committee on Finance under the rules.

Senator Perkins, for the Committee on Roads, Bridges and Canals, to whom was referred House Bill No. 12, An act for a highway from West Ossipee to Tamworth village and Whittier road, having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution adopted.

Senator Wagner, for the Committee on Revision of the Laws, to whom was referred House Bill No. 492, An act in amendment of sections 1 and 9, chapter 59 of the Laws of 1901, entitled "An act to protect and regulate the use of the name or title of veterinary surgeon or V. S.," having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 52, An act to amend chapter 8 of the Public Statutes, relating to the state and other public libraries, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill referred to the Committee on Finance under the rules.

Senator Cain moved that the rules be so far suspended that the reference to the Committee on Finance be dispensed with and the bill be read a third time by title and, with the question pending, on motion of Senator Musgrove, the bill was laid upon the table and made a special order for tomorrow morning at 11.06 o'clock.

The following message was received from the House of Representatives by its clerk:

#### HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has concurred with the Honorable Senate in the passage of the following bills:

Senate Bill No. 49, An act in amendment of an act entitled "An act to incorporate Laconia Lodge, Number 876, of the Benevolent and Protective Order of Elks," passed at the session of the legislature in 1915.

Senate Bill No. 61, An act in amendment of chapter 184 of the Public Statutes, relating to times and places of holding courts of probate.

Senate Bill No. 62, An act providing for the appointment of women as police matrons.

Senate Bill No. 63, An act to amend chapter 222, Session Laws of 1905, as amended by chapter 325, Session Laws of 1911, entitled "An act to authorize the town of Woodstock to construct and maintain an electric light and power plant."

The message also announced that the House of Representatives refuses to concur with the Honorable Senate in the passage of the following entitled bills sent down from the Honorable Senate:

Senate Bill No. 44 (In new draft), An act amending section 9 of chapter 129 of the Laws of 1909, relating to the licensing of pawnbrokers.

The message further announced that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following entitled bill:

House Bill No. 227, An act relative to certain diseases of the eyes of infants.

The message further announced that the House of Representatives has passed bills with the following titles, and joint resolutions in the passage of which it asks the concurrence of the Honorable Senate:

House Joint Resolution No. 5, Joint resolution for the repair of Lost River road in the town of Woodstock.

House Joint Resolution No. 26, Joint resolution to make certain improvements at the industrial school.

House Joint Resolution No. 51, Joint resolution for the repair and improvement of road leading from Lancaster line through Jefferson to Randolph.

House Joint Resolution No. 73, Joint resolution appro-



priating money for the completion of the dormitory at the Keene Normal School.

House Joint Resolution No. 75, Joint resolution for the repair of road leading from Lancaster fire precinct line through Lancaster to Jefferson.

House Joint Resolution No. 78, Joint resolution for the repair and improvement of road leading from Randolph line to the Boston & Maine Railroad crossing on Gorham Hill, so called, in Gorham.

House Bill No. 534, An act to provide for completing a dormitory at the Plymouth Normal School.

House Bill No. 237, An act relating to the management and control of state institutions.

The message further announced that the House of Representatives has voted to reconsider the vote whereby they concurred with the Honorable Senate in the passage of Senate Bill No. 46, An act to amend the charter of the city of Rochester, known as chapter 241 of the Laws of 1891, entitled "An act to establish the city of Rochester," as amended by Laws of 1893, chapter 309, and Laws of 1913, chapter 366, and has voted to concur with the Honorable Senate in the passage of the same with amendment.

Amend said bill by striking out section 11 and by inserting in place thereof the following:

"SECT. 11. This act shall take effect as to the preliminaries of and the holding and conduct of the city election to be held on the fourth day of May, 1915, upon its passage, and for all other purposes when approved by a majority of the votes cast in said city election as aforesaid; and, if a majority of the votes so cast shall be in favor of adopting the provisions of this act, then the terms of office of every member of the city council and of all officers and agents of said city shall terminate at ten o'clock in the forenoon of the first Wednesday of January, 1916," in the passage of which amendment it asks the concurrence of the Honorable Senate.

On motion of Senator Varney, the Senate voted to concur with the House of Representatives in the foregoing amendment.

## READ AND REFERRED.

On motion of Senator Martin, the rules were so far suspended that the following entitled bills sent up from the House of Representatives were severally read a first and second time by title and referred:

To the Committee on Finance,

House Bill No. 534, An act to provide for completing a dormitory at the Plymouth Normal School.

House Bill No. 237, An act relating to the management and control of state institutions.

The following joint resolutions sent up from the House of Representatives were severally read a first and second time and referred:

To the Committee on Finance,

House Joint Resolution No. 73, Joint resolution appropriating money for the completion of the dormitory at the Keene Normal School.

To the Committee on Roads, Bridges and Canals,

House Joint Resolution No. 75, Joint resolution for the repair of road leading from Lancaster fire precinct line through Lancaster to Jefferson.

House Joint Resolution No. 78, Joint resolution for the repair and improvement of road leading from Randolph line to the Boston & Maine Railroad crossing on Gorham Hill, so called, in Gorham.

To the Committee on Public Improvements,

House Joint Resolution No. 5, Joint resolution for the repair of Lost River road in the town of Woodstock.

House Joint Resolution No. 51, Joint resolution for the repair and improvement of road leading from Lancaster line through Jefferson to Randolph.

To the Committee on State Prison and Industrial School,

House Joint Resolution No. 26, Joint resolution to make certain improvements at the industrial school.

## SPECIAL ORDERS.

Senator Woodbury called for the first special order, it being House Bill No. 134 (In Senate new draft), An act in

amendment of section 6, chapter 155, Laws of 1913, relating to the clearing of lumber slash along highways.

The question being stated,

Shall the resolution of the committee, that it is inexpedient to legislate, be adopted?

(Discussion ensued.)

Senator Woodbury demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:

Senators Kinney, Smith, Martin.

The following named senators voted in the negative:

Senators Bailey, Crossman, Woodbury, Shirley, Musgrove, Shannon, Danforth, Howard, Weeks, Kenney, Wagner, Marcotte, Varney, Mathes, Whiting, Perkins, Parsons.

Three senators having voted in the affirmative and seventeen senators having voted in the negative, the negative prevailed and the report of the committee, that it is inexpedient to legislate, was not adopted.

On motion of Senator Woodbury, the rules were so far suspended that the bill was read a third time, passed and sent to the House of Representatives for concurrence.

Senator Shannon called for the second special order, it being House Bill No. 364, An act in relation to the rates of telephone companies.

The question being stated,

Shall the bill pass?

The affirmative prevailed on a *viva voce* vote and the bill passed.

On motion of Senator Crossman, the Senate adjourned.

#### AFTERNOON.

On motion of Senator Crossman, the rules were so far suspended that the following entitled bills were severally read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendments:

House Bill No. 474, An act in amendment of section 1,



chapter 14, Laws of 1913, and chapter 73, relating to highway agents.

House Bill No. 519, An act in amendment of an act in amendment to the charter of the city of Manchester, establishing the office of overseer of the poor provided by chapter 291, Session Laws of 1909, and as amended by chapter 299, Session Laws of 1911.

House Bill No. 481, An act in amendment of section 7, chapter 177 of the Public Statutes, relating to sale of personal property by guardians.

House Bill No. 97, An act in amendment of chapter 35, Session Laws of 1901, as amended by chapter 195, Session Laws of 1911, relating to the sale of feeding stuffs.

House Bill No. 541, An act relative to temporary absences of patients from the state hospital.

On motion of Senator Crossman, the rules were so far suspended that the following entitled bills were severally read a third time by title and passed:

House Bill No. 98, An act in amendment of chapter 43, Session Laws of 1901, relating to the sale of fertilizer.

House Bill No. 551, An act to establish a school district in the city of Laconia.

House Bill No. 537, An act in amendment of chapter 66 of the Laws of 1899, relating to offenses against the national and state flags.

House Bill No. 94, An act in amendment of chapter 61, Session Laws of 1909, relating to the sale of seeds.

House Bill No. 492, An act in amendment of sections 1 and 9, chapter 59 of the Laws of 1901, entitled "An act to protect and regulate the use of the name or title of veterinary surgeon or V. S."

House Bill No. 320, An act to promote the public health by providing for one day of rest in seven for employees in certain employments.

On motion of Senator Crossman, the rules were so far suspended that the following entitled bill was read a third time by title, passed and sent to the House of Representatives for concurrence:

Senate Bill No. 55, An act in amendment of section 8, chapter 153 of the Laws of 1909, providing for the placing of the names of all party candidates at primaries upon the same ballot.

On motion of Senator Crossman, the rules were so far suspended that the following entitled bill was read a third time by title:

House Bill No. 72, An act to legalize the proceedings of the special meeting of the town of Farmington.

The question being stated,

Shall the bill pass?

(Discussion ensued.)

Senator Martin moved that the bill be indefinitely postponed.

Senator Varney demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:

Senators Crossman, Shirley, Musgrove, Shannon, Danforth, Smith, Martin, Kenney, Marcotte.

The following named senators voted in the negative:

Senators Woodbury, Kinney, Cain, Howard, Weeks, Wagner, Varney, Mathes, Whiting, Perkins, Parsons.

Senator Bailey, voting in the negative, was paired with Senator Clark, voting in the affirmative.

Nine senators having voted in the affirmative and eleven senators having voted in the negative, the negative prevailed and the motion was declared lost.

The question recurring,

Shall the bill pass?

The affirmative prevailed on a *viva voce* vote and the bill passed.

#### SPECIAL ORDER.

Senator Musgrove called for the special order, it being Senate Bill No. 66, An act in amendment of section 2 of chapter 165 of the Laws of 1913, entitled "An act abolishing the board of fish and game commissioners and creating the office of fish and game commissioner."

The question being stated,  
Shall the bill be read a third time?

Senator Musgrove offered the following amendment and moved its adoption:

Amend said bill by striking out all of sections 2 and 3 and insert a new section 2 to read as follows:

"SECT. 2. This act shall take effect at the expiration of the term of the present fish and game commissioner."

The question being stated,  
Shall the amendment be adopted?

(Discussion ensued.)

The negative prevailed on a *viva voce* vote.

Senator Musgrove demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:

Senators Musgrove, Smith, Martin, Kenney, Parsons.

The following named senators voted in the negative:

Senators Bailey, Crossman, Woodbury, Shirley, Shannon, Danforth, Cain, Howard, Weeks, Wagner, Marcotte, Varney, Mathes, Whiting, Perkins.

Senator Kinney, voting in the negative, was paired with Senator Lucier, voting in the affirmative.

Five senators having voted in the affirmative and fifteen senators having voted in the negative, the negative prevailed and the amendment was not adopted.

The question recurring,

Shall the bill be read a third time?

The affirmative prevailed on a *viva voce* vote.

Senator Musgrove demanded the yeas and nays.

(Discussion ensued.)

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:

Senators Bailey, Crossman, Woodbury, Shirley, Shannon, Danforth, Cain, Smith, Howard, Weeks, Wagner, Marcotte, Varney, Mathes, Perkins.

The following named senators voted in the negative:



Senators Musgrove, Martin, Kenney.

Senator Kinney, voting in the affirmative, was paired with Senator Lucier, voting in the negative.

Senator Whiting, voting in the affirmative, was paired with Senator Parsons, voting in the negative.

Fifteen senators having voted in the affirmative and three senators having voted in the negative, the affirmative prevailed and the bill was ordered to a third reading tomorrow morning at eleven o'clock.

Senator Kinney moved that the rules be so far suspended that the bill be read a third time at the present time.

The question being stated,  
Shall the rules be suspended?

Senator Martin moved that the bill be indefinitely postponed and, upon that question, demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:  
Senators Musgrove, Smith, Martin, Kenney.

The following named senators voted in the negative:

Senators Bailey, Woodbury, Shirley, Shannon, Danforth, Cain, Howard, Weeks, Wagner, Marcotte, Varney, Mathes, Perkins.

Senator Lucier, voting in the affirmative, was paired with Senator Kinney, voting in the negative.

Senator Parsons, voting in the affirmative, was paired with Senator Whiting, voting in the negative.

Four senators having voted in the affirmative and thirteen senators having voted in the negative, the negative prevailed and the motion to indefinitely postpone was declared lost.

The question recurring,  
Shall the rules be suspended?

Senator Kenney demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named senators voted in the affirmative;  
Senators Bailey, Crossman, Woodbury, Shirley, Shannon,

Danforth, Cain, Smith, Howard, Weeks, Wagner, Marcotte, Varney, Mathes, Perkins.

The following named senators voted in the negative:

Senators Musgrove, Martin, Kenney.

Senator Kinney, voting in the affirmative, was paired with Senator Lucier, voting in the negative.

Senator Whiting, voting in the affirmative, was paired with Senator Parsons, voting in the negative.

Fifteen senators having voted in the affirmative and three senators having voted in the negative, the affirmative prevailed and the rules were suspended.

The bill was then read a third time, passed and sent to the House of Representatives for concurrence.

The following message was received from the House of Representatives by its clerk:

#### HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has passed the following concurrent resolution in the passage of which it asks the concurrence of the Honorable Senate:

WHEREAS, It appears that all necessary legislative work may be accomplished by Friday, April 9, 1915, therefore, be it

*Resolved*, by the House of Representatives, the Senate concurring, That the present session of the legislature be brought to final adjournment on Friday, the ninth day of April, 1915, at five o'clock in the afternoon; and be it further

*Resolved*, That all bills, reports and joint resolutions at that time pending in either branch of the legislature be indefinitely postponed.

On motion of Senator Smith, the foregoing concurrent resolution was laid upon the table.

On motion of Senator Howard, the Senate adjourned.

THURSDAY, MARCH 25, 1915.

The Senate met according to adjournment.

The reading of the journal having been commenced, on motion of Senator Cain, the rules were so far suspended that its further reading was dispensed with.

COMMITTEE REPORTS.

Senator Wagner, for the Committee on Revision of the Laws, to whom was referred House Bill No. 235, An act in amendment of section 5, chapter 224, Laws of 1903, establishing a village district in the town of Lisbon, having considered the same, reported the same with the following amendments and recommended its passage:

Amend the title by striking it out and inserting in place thereof the following:

"An act to amend section 5, chapter 224, Laws of 1903, and to repeal chapter 421, Laws of 1913, establishing a village district in the town of Lisbon."

Amend section 1 by striking out all of said section and substituting in place thereof the following:

SECTION 1. Amend section 5, chapter 224 of the Laws of 1903, by striking out all of said section and substituting therefor the following:

"SECT. 5. The commissioners shall have, within the district, all the powers conferred by existing law upon the mayor and aldermen of cities respecting highways, sidewalks, and sewers; all the powers of city councils to regulate the use of public highways, sidewalks, and commons, as prescribed in section 10, sub-section 7, chapter 50 of the Public Statutes; all the powers of selectmen of towns respecting the locating and licensing of lines, of wire, poles, and other structures of telegraph, telephone, electric light, and power companies, as prescribed in chapter 81 of the Public Statutes, and respecting the granting of permits for riding bicycles without limit of speed, as prescribed in chapter 93 of the Laws of 1897, and respecting the protection and preservation of ornamental and shade trees, as pre-



scribed in chapter 40 of the Public Statutes and chapter 85 of the Laws of 1895; all the powers of firewards as prescribed in chapter 115 of the Public Statutes, and of city councils as prescribed by section 10, sub-section 8, chapter 50 of the Public Statutes. The commissioners shall control and direct the expenditure of all moneys raised under authority of the district and by the town for expenditure in the district. They shall have sole authority to appoint a highway surveyor in said district, and in default of such appointment shall themselves perform the duties of that office. The surveyor or commissioners performing the duties of highway surveyor in the district shall give bond to the town to account for all money coming into their hands and for the proper care and custody of the property of the town or district which may come into their custody or control, and shall be deemed officers of the town. Nothing in this act shall be construed to impose any distinct or special liability upon the district respecting highways which is not by law imposed on any other highway district in said town. The commissioners shall have, within the district, all the powers of selectmen of towns conferred by chapter 114 of the Public Statutes of New Hampshire and amendments thereto, respecting the licensing of shows, billiard tables, and bowling alleys."

Amend section 2 by striking out all of said section and substituting therefor the following:

"SECT. 2. Chapter 421 of the Laws of 1913 is hereby repealed."

Further amend the bill by adding the following section:

"SECT. 3. This act shall take effect upon its passage."

The report was accepted, amendments adopted and the bill, as amended, ordered to a third reading this afternoon at two o'clock.

Senator Howard, for the Committee on Public Improvements, to whom was referred House Bill No. 211, An act to establish a state highway department, having considered the same, reported the same with the following amendments and recommended its passage:

Amend section 2 of said bill by adding at the end thereof the following:

"In case of vacancy, or incapacity of the commissioner, the governor and council are hereby invested with power to appoint an acting commissioner, fix his compensation, limit his term of office and so qualify his powers and duties, under this act as they may from time to time deem to be expedient," so that said section as amended shall read:

"SECT. 2. Within thirty days after the passage of this act, the governor, with the advice and consent of the council, shall appoint and commission a highway commissioner who shall be skilled in the construction and maintenance of highways. He shall hold office for a term of five years from the date of his appointment and until his successor is appointed and qualified. The governor and council may at any time remove said highway commissioner for inefficiency, neglect of duty, or malfeasance in office, but he shall not be so removed without a hearing after reasonable notice in writing of the charges against him. In case of vacancy, or incapacity of the commissioner, the governor and council are hereby invested with power to appoint an acting commissioner, fix his compensation, limit his term of office and so qualify his powers and duties, under this act as they may from time to time deem to be expedient."

Amend section 3 of said bill by striking out the first sentence and inserting in place thereof the following:

"The annual salary of said highway commissioner shall be fixed by the governor and council at not to exceed four thousand five hundred dollars, payable in equally monthly installments, together with his actual expenses when on official duty elsewhere than in the office of the department," so that said section as amended shall read:

"SECT. 3. The annual salary of said highway commissioner shall be fixed by the governor and council at not to exceed four thousand five hundred dollars, payable in equally monthly installments, together with his actual expenses when on official duty elsewhere than in the office of the department. He shall be provided with suitable quarters

for his office and that of the department in the state house and may employ such expert and clerical assistance as in his opinion is necessary, subject to the approval of the governor and council as to compensation."

The report was accepted, amendments adopted and the bill, as amended, referred to the Committee on Finance under the rules.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 201, An act in amendment of chapter 164 of the Laws of 1911, as amended by chapter 145 of the Laws of 1913, relating to the public service commission, having considered the same, reported the same with the following amendments and recommended its passage:

Amend section 3 by adding at the end thereof the following sub-section:

"(d) Whenever any investigation shall be necessary to enable the commission to pass upon any petition for authority to issue stock, bonds, notes or other evidence of indebtedness, or for authority to sell, transfer or lease the plant, works or system of any railroad corporation or public utility, or any part of the same, the petitioner or petitioners shall pay the extra expense to the state involved in the investigation of the matters covered by said petition, including the amounts expended for experts, accountants, or other assistants, but not including any part of the salaries of the commissioners and regular employees, such payment to be made at such time as may be fixed by rule of the commission, but before any order upon such petition shall be made," so that said section 3, as amended, shall read:

SECT. 3. Section 19 of said chapter 164, as amended by section 18 of said chapter 145, is amended by striking out the following:

"SECT. 19. Sections 1 and 2 of chapter 50 of the Laws of 1905, entitled 'An act relating to the inspection and licensing of boats, and the examination and licensing of their captains, masters, engineers and pilots,' are hereby



repealed. Until otherwise provided by law the powers and duties imposed by that act upon inspectors appointed thereunder, and upon the board of railroad commissioners, shall be exercised and performed by the public service commission, and said commission, subject to the same supervision by the governor and council as shall be provided by law with reference to its other employees, may employ such inspectors and assistants as it may require for the proper performance of said duties. All fees collected under the provisions of said act shall be paid into the state treasury as provided by chapter 164 of the Laws of 1911, as amended by this act," and by inserting in place thereof the following:

"SECT. 19. (a) In each case arising under paragraph (e) of section 13 of chapter 164 of the Laws of 1911, as amended by section 13 of chapter 145 of the Laws of 1913, the commission shall charge and collect fees as follows: for the entry of each petition twenty-five dollars; for the making of each order of notice for service upon the owner or owners, of each parcel of land described in said petition in which rights are sought to be taken, one dollar; and for the entry of each order granting land, rights, or easements in any such case, ten dollars for each tract of land granted or affected.

"(b) In the case of an appeal from an order or decision of the commission, the commission shall collect from the party making the appeal a fee of ten cents per folio of one hundred words for the copy of the record and such testimony and exhibits as shall be transferred, and five cents per folio for manifold copies, and shall not be required to certify the record upon any such appeal, nor shall said appeal be considered until fees for copies shall have been paid.

"(c) The commission may fix and collect reasonable fees for copies of the records of the commission, certified or otherwise, and for copies of testimony taken before the commission, and for publications of the commission.

"(d) Whenever any investigation shall be necessary to

enable the commission to pass upon any petition for authority to issue stock, bonds, notes or other evidence of indebtedness, or for authority to sell, transfer or lease the plant, works or system of any railroad corporation or public utility, or any part of the same, the petitioner or petitioners shall pay the extra expense to the state involved in the investigation of the matters covered by said petition, including the amounts expended for experts, accountants, or other assistants, but not including any part of the salaries of the commissioners and regular employees, such payment to be made at such time as may be fixed by rule of the commission, but before any order upon such petition shall be made."

The report was accepted.

The question being stated,

Shall the amendments be adopted?

With the question pending, on motion of Senator Cain, the bill was laid upon the table and made a special order for next Tuesday at 11.01 o'clock.

Senator Cain, for the Committee on Finance, to whom was referred House Joint Resolution No. 7, Joint resolution for taking over certain lands in the town of Conway, having considered the same, reported the same with the following amendment and recommended its passage:

Amend said resolution by adding to the end thereof the following: "but no expenditure for any of the purposes aforesaid shall be made unless the same shall have been approved by the governor and council," so that the last paragraph of said resolution, as amended, shall read:

*"Be it resolved*, That the forestry commission is hereby authorized and instructed to investigate, with the assistance of the attorney-general, the forest conditions, titles, boundaries, possibilities of reforestation and proper forest management, and any other conditions and circumstances pertaining to the transfer of said property to the state; and the commission is hereby authorized to acquire at its option and approval, such common rights in said land as in its judgment can be secured upon terms favorable to the proper manage-

ment of said tract as a state forest, but no expenditure for any of the purposes aforesaid shall be made unless the same shall have been approved by the governor and council."

The report was accepted, amendment adopted and the joint resolution, as amended, ordered to a third reading this afternoon at two o'clock.

Senator Danforth, for the Committee on Public Health, to whom was referred House Bill No. 65, An act relative to anti-toxin, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill was referred to the Committee on Finance under the rules.

Senator Danforth, for the Committee on Public Health, to whom was referred House Bill No. 131, An act to restrict the use of common towels, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

Senator Varney, for the Committee on Finance, to whom was referred House Joint Resolution No. 1, Joint resolution for the repair of the Sandwich Notch and Dale road in the town of Sandwich;

House Joint Resolution, No. 36, Joint resolution to provide for a breakwater in the town of Hampton;

House Joint Resolution No. 66, Joint resolution in favor of improvements in the state house yard;

House Joint Resolution No. 88, Joint resolution appropriating money for the repair of the Sandwich Notch road in the town of Thornton;

House Joint Resolution No. 107, Joint resolution to provide for a deficiency in the expenses of certain departments and institutions of the state;

House Bill No. 328, An act to provide for an investigation of the water power of the state and for determining the best methods of utilizing the same, having considered the same, reported the same without amendment and recommended their passage.



The reports were accepted and the bill and joint resolutions severally ordered to a third reading this afternoon at two o'clock.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 542, An act to establish a system of cross-state highways, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill was referred to the Committee on Finance under the rules.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 543, An act in amendment of chapter 187 of the Public Statutes, relating to the probate of wills, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

#### MAJORITY AND MINORITY REPORTS.

The undersigned, a majority of the Committee on Railroads, to whom was referred Senate Bill No. 43, An act relating to the carrying of passengers on street railways, having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

R. M. WEEKS,  
O. E. CAIN,  
CHARLES W. VARNEY,  
J. G. PARSONS,

*For a Majority of the Committee.*

The undersigned, a minority of the Committee on Railroads, to whom was referred Senate Bill No. 43, An act relating to the carrying of passengers on street railways, having considered the same, reported the same without amendment and recommended its passage.

A. WAGNER,  
*For a Minority of the Committee.*

The reports were accepted.

Senator Wagner moved that the report of the minority be substituted for the report of the majority and, with the question pending, moved that bill be laid upon the table and made a special order for next Tuesday at 11.02 o'clock.

The undersigned, a majority of the Committee on Finance, to whom was referred Senate Bill No. 3, An act to increase the efficiency of the public schools of the state by granting pensions to retired teachers of long service, having considered the same, reported the same without amendment and recommended its passage.

E. E. WOODBURY,  
CHARLES W. VARNEY,  
F. A. MUSGROVE,

*For a Majority of the Committee.*

The undersigned, a minority of the Committee on Finance, to whom was referred Senate Bill No. 3, An act to increase the efficiency of the public schools of the state by granting pensions to retired teachers of long service, having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

O. E. CAIN,  
WM. MARCOTTE,

*For a Minority of the Committee.*

The reports were accepted.

Senator Cain moved that the report of the minority be substituted for the report of the majority and, with that question pending, on motion of the same senator, the bill was laid upon the table and made a special order for next Wednesday at 11.01 o'clock.

The undersigned, a majority of the Committee on Finance, to whom was referred Senate Bill No. 4, An act to increase the efficiency of the public schools of the state by granting pensions to retired teachers of long service,

having considered the same, reported the same without amendment and recommended its passage.

E. E. WOODBURY,  
CHARLES W. VARNEY,  
F. A. MUSGROVE,

*For a Majority of the Committee.*

The undersigned, a minority of the Committee on Finance, to whom was referred Senate Bill No. 4, An act to increase the efficiency of the public schools of the state by granting pensions to retired teachers of long service, having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

O. E. CAIN,  
WM. MARCOTTE,

*For a Minority of the Committee.*

The reports were accepted.

Senator Cain moved that the report of the minority be substituted for the report of the majority, and, with that question pending, on motion of the same senator the bill was laid upon the table and made a special order for next Wednesday at 11.02 o'clock.

Senator Varney, for the Committee on Finance, to whom was referred House Joint Resolution No. 61, Joint resolution in favor of Harry H. Meloon, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted.

On motion of Senator Wagner, the following amendment to the foregoing resolution was adopted:

Amend said resolution by striking out wherever there may appear in said resolution the words "five hundred dollars (\$500)" and substituting in place thereof the words "one thousand dollars (\$1,000)," so that said resolution as amended shall read as follows:

"That the sum of one thousand dollars be, and hereby



is, appropriated to pay Harry H. Meloon, of Manchester, county of Hillsborough, State of New Hampshire, for the expenses and loss which he has sustained by reason of the death of his minor child, Harry Meloon, who was accidentally shot on the fourteenth day of November, 1914, by the range keeper of the State Rifle Range, situate in Auburn, county of Rockingham, State of New Hampshire, while occupying and using said range for rifle practice; and the governor is hereby authorized to draw his warrant for the same out of any money in the treasury not otherwise appropriated.

"The said one thousand dollars being given in full satisfaction for said claim."

The joint resolution, as amended, was ordered to a third reading this afternoon at two o'clock.

On motion of Senator Kenney, the rules were so far suspended that the joint resolution was read a third time, passed and sent to the House of Representatives for concurrence in Senate amendment.

#### NEW BILLS.

Senator Cain, for the Committee on the Judiciary, reported a bill with the following title and recommended its passage:

Senate Bill No. 69, An act in amendment of an act to incorporate the Walpole and Alstead Street Railway Company, passed at the January session, 1911, of the General Court.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

On motion of Senator Cain, the rules were so far suspended that the printing of the bill was dispensed with and the bill was read a third time by title, passed and sent to the House of Representatives for concurrence.

Senator Cain, for the Committee on the Judiciary, reported a bill with the following title and recommended its passage:

Senate Bill No. 70, An act in relation to legislative transportation.

The report was accepted, the bill read a first and second time and laid upon the table to be printed. On motion of Senator Cain, the rules were so far suspended that printing of the bill was dispensed with and the bill was read a third time by title, passed and sent to the House of Representatives for concurrence.

The following message was received from the House of Representatives by its clerk:

HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has passed bills with the following titles, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 57, An act in relation to the city of Manchester, establishing a board of registrars in said city.

House Bill No. 307, An act in amendment of chapter 40 of the Laws of 1905, as amended by chapter 68 of the Laws of 1907, and chapter 42 of the Laws of 1911, relating to a tax on legacies and successions.

House Bill No. 545, An act in amendment of section 5, chapter 183 of the Session Laws of 1893, relating to the Manchester water works.

House Bill No. 554, An act establishing an employment bureau for teachers.

House Bill No. 556, An act in amendment of subdivision VII of section 10, chapter 50 of the Public Statutes, and of section 9 of chapter 43 of Public Statutes, relating to powers of city councils and to the duties of town officers.

House Bill No. 558, An act for the relief of the needy blind.

House Bill No. 559, An act in amendment of chapter 74 of the Session Laws of 1909, entitled "An act for the protection of ice in certain cases."

House Bill No. 560, An act relating to cemeteries in the town of Rollinsford.

House Bill No. 561, An act in amendment of chapter 68 of the Session Laws of 1911, in relation to proceedings against and the liquidation of institutions under the supervision of the bank commissioners.

House Bill No. 563, An act to exempt from taxation certain property situated in the town of Wolfeboro, known as the Libby Museum, and contents.

House Bill No. 568, An act in amendment of chapter 194, section 3 of the Session Laws of 1897, entitled "An act creating a board of trustees for suburban cemeteries in Nashua, New Hampshire."

House Bill No. 562, An act in relation to the license on foxes.

The message also announced that the House of Representatives has voted to reconsider the vote whereby it concurred with the Honorable Senate in its amendments to the following entitled bill: House Bill No. 32, An act in amendment of section 10, chapter 78, Laws of 1897, relating to the ballots for use at biennial elections, and refuses to concur with the Honorable Senate in its amendments and asks for a committee on conference, and the Speaker has appointed as members of such committee on conference on the part of the House, Messrs. Couch of Concord, Glessner of Bethlehem and Blaisdell of Meredith.

On motion of Senator Cain, the Senate voted to accede to the request of the House of Representatives for a committee of conference on the foregoing bill and amendments, and the President named as members of such committee on the part of the Senate, Senators Smith and Martin.

#### RECONSIDERATION OF VOTE.

On motion of Senator Martin, the following resolution was adopted:

*Resolved*, That the rules of the Senate be so far suspended that the vote whereby the Senate adopted the resolution of the Committee on Towns and Parishes, that it was inexpedient to legislate on House Bill No. 528, An act in



amendment of chapter 126 of the Laws of 1907, relating to water works owned by towns, be reconsidered.

The question being,

Shall the resolution of the Committee on Towns and Parishes, that it is inexpedient to legislate, be adopted?

The negative prevailed on a *viva voce* vote.

On motion of Senator Martin, the bill was recommitted to the Committee on Towns and Parishes.

#### READ AND REFERRED.

On motion of Senator Woodbury, the rules were so far suspended that the following entitled bills sent up from the House of Representatives were severally read a first and second time by title and referred:

To the Committee on the Judiciary,

House Bill No. 561, An act in amendment of chapter 68 of the Session Laws of 1911, in relation to proceedings against and the liquidation of institutions under the supervision of the bank commissioners.

House Bill No. 560, An act relating to cemeteries in the town of Rollinsford.

House Bill No. 562, An act in relation to the license on foxes.

House Bill No. 563, An act to exempt from taxation certain property situated in the town of Wolfeboro known as the Libby Museum, and contents.

House Bill No. 307, An act in amendment of chapter 40 of the Laws of 1905, as amended by chapter 68 of the Laws of 1907, and chapter 42 of the Laws of 1911, relating to a tax on legacies and successions.

House Bill No. 57, An act in relation to the city of Manchester establishing a board of registrars in said city.

To the Committee on Fisheries and Game,

House Bill No. 559, An act in amendment of chapter 74 of the Session Laws of 1909, entitled "An act for the protection of ice in certain cases."

To the Committee on Revision of the Laws,

House Bill No. 556, An act in amendment of subdivision

VII of section 10, chapter 50 of Public Statutes, and of section 9 of chapter 43 of Public Statutes, relating to powers of city councils and to the duties of town officers.

House Bill No. 558, An act for the relief of the needy blind.

To the Committee on Education,

House Bill No. 554, An act establishing an employment bureau for teachers.

To the Committee on the Judiciary,

House Bill No. 545, An act in amendment of section 5, chapter 183 of the Session Laws of 1893, relating to the Manchester water works.

On motion of Senator Marcotte, the rules were so far suspended that the reference to the Committee on the Judiciary was vacated, and the bill was referred to the senators from the city of Manchester.

To the Committee on the Judiciary,

House Bill No. 568, An act in amendment of chapter 194, section 3 of the Session Laws of 1897, entitled "An act creating a board of trustees for suburban cemeteries in Nashua, New Hampshire."

On motion of Senator Howard, the rules were so far suspended that reference to the committee was dispensed with and the bill was read a third time by title and passed.

#### SPECIAL ORDERS.

Senator Martin called for the first special order, it being House Bill No. 509, An act to provide for the incorporation and management of trust companies and similar corporations.

Upon motion of Senator Martin, the bill was taken from the table.

On motion of Senator Martin, the bill was recommitted to the Committee on the Judiciary.

Senator Cain called for the second special order, it being House Bill No. 52, An act to amend chapter 8 of the Public Statutes, relating to the state and other public libraries.

On motion of Senator Cain, the bill was taken from the table.

The question being stated,

Shall the rules be so far suspended that reference to the Committee on Finance be dispensed with and the bill be read a third time by its title?

The affirmative prevailed on a *viva voce* vote and the bill was read a third time by title and passed.

On motion of Senator Shirley, the Senate adjourned.

#### AFTERNOON.

The following joint resolutions were severally read a third time and passed:

House Joint Resolution No. 36, Joint resolution to provide for a breakwater in the town of Hampton.

House Joint Resolution No. 88, Joint resolution appropriating money for the repair of the Sandwich Notch road in the town of Thornton.

House Joint Resolution No. 1, Joint resolution for the repair of the Sandwich Notch and Dale road in the town of Sandwich.

House Joint Resolution No. 107, Joint resolution to provide for a deficiency in the expenses of certain departments and institutions of the state.

House Joint Resolution No. 66, Joint resolution in favor of improvements in the state house yard.

The following joint resolution was read a third time, passed and sent to the House of Representatives for concurrence in Senate amendments:

House Joint Resolution No. 7, Joint resolution for taking over certain lands in the town of Conway.

On motion of Senator Cain, the rules were so far suspended that the following entitled bill was read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendments:

House Bill No. 235, An act in amendment of section 5, chapter 224, Laws of 1903, establishing a village district in the town of Lisbon.

On motion of Senator Cain, the rules were so far suspended



that the following entitled bills were severally read a third time by title and passed:

House Bill No. 131, An act to restrict the use of common towels.

House Bill No. 328, An act to provide for an investigation of the water power of the state and for determining the best methods of utilizing the same.

House Bill No. 543, An act in amendment of chapter 187 of the Public Statutes, relating to the probate of wills.

On motion of Senator Weeks, the following resolution was adopted.

*Resolved*, That when the Senate adjourns this afternoon, it adjourn to meet tomorrow morning at 9.30 o'clock, and when it adjourns Friday morning it be to meet Monday evening at 7.30 o'clock.

On motion of Senator Kenney, the Senate adjourned.

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FRIDAY, MARCH 26, 1915.

The Senate met according to adjournment.

Senator Danforth, having assumed the chair, read the following communication:

MANCHESTER, N. H., March 26, 1915.

*Senator Danforth:*

Please preside for me at today's session of the New Hampshire Senate, and oblige,

GEORGE I. HASELTON,  
*President.*

The reading of the journal having been commenced, on motion of Senator Martin its further reading was dispensed with.

On motion of Senator Martin, the Senate adjourned.

## MONDAY, MARCH 29, 1915.

The Senate met according to adjournment.

Senator Martin, having assumed the chair, read the following communication:

MANCHESTER, N. H., March 29, 1915.

*Senator Martin:*

Please preside for me at tonight's session of the New Hampshire Senate, and oblige,

GEORGE I. HASELTON,  
*President.*

The journal was read and approved.

There being manifestly no quorum present, Senator Martin declared the Senate adjourned until Tuesday morning at 11.00 o'clock.

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TUESDAY, MARCH 30, 1915.

The Senate met according to adjournment.

The journal was read and approved.

## COMMITTEE REPORTS.

Senator Danforth, for the Committee on Incorporations, to whom was referred House Bill No. 540, An act to incorporate the Lower Bartlett and Intervale Water company, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

Senator Smith, for the Committee on the Judiciary, to whom was referred House Bill No. 548, An act to authorize the city of Nashua to issue bonds, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill ordered to a third reading this afternoon at two o'clock.

The following report of the Committee on Engrossed Bills was read and accepted:

BILLS ENGROSSED.

The committee have examined and found correctly engrossed the following bills and joint resolutions:

House Joint Resolution No. 1, Joint resolution for the repair of the Sandwich Notch and Dale road in the town of Sandwich.

House Joint Resolution No. 36, Joint resolution to provide for a breakwater in the town of Hampton.

House Joint Resolution No. 66, Joint resolution in favor of improvements in the state house yard.

House Joint Resolution No. 88, Joint resolution appropriating money for the repair of the Sandwich Notch road in the town of Thornton.

House Joint Resolution No. 107, Joint resolution to provide for a deficiency in the expenses of certain departments and institutions of the state.

Senate Bill No. 21, An act in amendment of section 1, chapter 170 of the Public Statutes, relating to the form of insurance contracts.

Senate Bill No. 46, An act to amend the charter of the city of Rochester, known as chapter 241 of the Laws of 1891, entitled "An act to establish the city of Rochester," as amended by chapter 309, Laws of 1893, and chapter 366, Laws of 1913.

Senate Bill No. 61, An act in amendment of chapter 184 of the Public Statutes, relating to times and places of holding courts of probate.

Senate Bill No. 62, An act providing for the appointment of women as police matrons.

Senate Bill No. 63, An act to amend chapter 222, Laws of 1905, as amended by chapter 325, Laws of 1911, entitled "An act to authorize the town of Woodstock to construct and maintain an electric light and power plant."

House Bill No. 52, An act to amend chapter 8 of the



Public Statutes, relating to the state and other public libraries.

House Bill No. 72, An act to legalize the proceedings of the special meeting of the town of Farmington.

House Bill No. 97, An act in amendment of chapter 35, Laws of 1901, as amended by chapter 195, Laws of 1911, relating to the sale of feeding-stuffs.

House Bill No. 98, An act in amendment of chapter 43, Laws of 1901, relating to the sale of fertilizer.

House Bill No. 101, An act in amendment of chapter 205 of the Laws of 1913, entitled "An act to control the further pollution of streams, lakes and rivers and the protection of water supplies."

House Bill No. 131, An act to restrict the use of common towels.

House Bill No. 227, An act relative to certain diseases of the eyes of infants.

House Bill No. 289, An act relating to the powers of corporations, and in amendment of chapter 150 of the Public Statutes, relating to individual liability of corporators.

House Bill No. 290, An act relating to the powers of corporations.

House Bill No. 328, An act to provide for an investigation of the water power of the state and for determining the best methods of utilizing the same.

House Bill No. 364, An act in relation to the rates of telephone companies.

House Bill No. 481, An act in amendment of section 7, chapter 177 of the Public Statutes, relating to the sale of personal property by guardians.

House Bill No. 550, An act ratifying and confirming certain proceedings of the town of Littleton at its town meeting held on the ninth day of March, 1915.

House Bill No. 551, An act to establish a school district in the city of Laconia.

House Bill No. 543, An act in amendment of chapter 187 of the Public Statutes, relating to the probate of wills.

House Bill No. 94, An act in amendment of chapter 61, Laws of 1909, relating to the sale of seeds.

House Bill No. 492, An act in amendment of sections 1 and 9, chapter 59, Laws of 1901, entitled "An act to protect and regulate the use of the name or title of veterinary surgeon or V. S."

House Bill No. 568, An act in amendment of section 3, chapter 194, Laws of 1897, entitled "An act creating a board of trustees for suburban cemeteries in Nashua, New Hampshire."

House Bill No. 519, An act to repeal chapter 299, Laws of 1911, entitled "An act in amendment of an act in amendment to the charter of the city of Manchester, establishing the office of overseer of the poor provided under the laws of the state, chapter 291, Session Laws of 1909."

House Bill No. 537, An act in amendment of chapter 66, Laws of 1899, relating to offenses against the national and state flags.

A. J. LUCIER,  
*For the Committee.*

(Recess.)

The Senate reassembled.

BILL RECALLED FROM THE GOVERNOR.

On motion of Senator Cain, the following resolution was adopted:

*Resolved*, That the Governor be requested to return to the Senate for the purpose of amendment, House Bill No. 52, An act to amend chapter 8 of the Public Statutes, relating to the state and other public libraries.

Pursuant to the request, the Governor returned to the Senate the following entitled bill, House Bill No. 52, An act to amend chapter 8 of the Public Statutes, relating to the state and other public libraries.

On motion of Senator Cain, the rules were suspended and the vote whereby the following entitled bill, House Bill No. 52, An act to amend chapter 8 of the Public Statutes,

relating to the state and other public libraries, passed, was reconsidered.

On motion of the same senator, the rules were further suspended and the vote whereby the above entitled bill was ordered to a third reading, was reconsidered.

On motion of Senator Cain, the bill was recommitted to the Committee on Finance for amendment.

#### SPECIAL ORDERS.

Senator Cain called for the first special order, it being House Bill No. 201, An act in amendment of chapter 164 of the Laws of 1911, as amended by chapter 145 of the Laws of 1913, relating to the public service commission.

The question being stated,

Shall the following amendments proposed by the Committee on the Judiciary be adopted?

Amend section 3 by adding at the end thereof the following sub-section:

"(d) Whenever any investigation shall be necessary to enable the commission to pass upon any petition for authority to issue stock, bonds, notes or other evidence of indebtedness, or for authority to sell, transfer, or lease the plant, works or system of any railroad corporation or public utility, or any part of the same, the petitioner or petitioners shall pay the extra expense to the state involved in the investigation of the matters covered by said petition, including the amounts expended for experts, accountants, or other assistants, but not including any part of the salaries of the commissioners and regular employees, such payment to be made at such time as may be fixed by rule of the commission, but before any order upon such petition shall be made," so that said section 3, as amended, shall read:

SECT. 3. Section 19 of said chapter 164, as amended by section 18 of said chapter 145, is amended by striking out the following:

"SECT. 19. Sections 1 and 2 of chapter 50 of the Laws of 1905, entitled 'An act relating to the inspection and



licensing of boats, and the examination and licensing of their captains, masters, engineers and pilots,' are hereby repealed. Until otherwise provided by law the powers and duties imposed by that act upon inspectors appointed thereunder, and upon the board of railroad commissioners, shall be exercised and performed by the public service commission, and said commission, subject to the same supervision by the governor and council as shall be provided by law with reference to its other employees, may employ such inspectors and assistants as it may require for the proper performance of said duties. All fees collected under the provisions of said act shall be paid into the state treasury as provided by chapter 164 of the Laws of 1911, as amended by this act," and by inserting in place thereof the following:

"SECT. 19. (a) In each case arising under paragraph (e) of section 13 of chapter 164 of the Laws of 1911, as amended by section 13 of chapter 145 of the Laws of 1913, the commission shall charge and collect fees as follows: for the entry of each petition twenty-five dollars; for the making of each order of notice for service upon the owner or owners, of each parcel of land described in said petition in which rights are sought to be taken, one dollar; and for the entry of each order granting land, rights, or easements in any such case, ten dollars for each tract of land granted or affected.

"(b) In the case of an appeal from an order or decision of the commission, the commission shall collect from the party making the appeal a fee of ten cents per folio of one hundred words for the copy of the record and such testimony and exhibits as shall be transferred, and five cents per folio for manifold copies, and shall not be required to certify the record upon any such appeal, nor shall said appeal be considered until fees for copies shall have been paid.

"(c) The commission may fix and collect reasonable fees for copies of the records of the commission, certified or

otherwise, and for copies of testimony taken before the commission, and for publications of the commission.

“(d) Whenever any investigation shall be necessary to enable the commission to pass upon any petition for authority to issue stock, bonds, notes or other evidence of indebtedness, or for authority to sell, transfer or lease the plant, works or system of any railroad corporation or public utility, or any part of the same, the petitioner or petitioners shall pay the extra expense to the state involved in the investigation of the matters covered by said petition, including the amounts expended for experts, accountants, or other assistants, but not including any part of the salaries of the commissioners and regular employees, such payment to be made at such time as may be fixed by rule of the commission, but before any order upon such petition shall be made.”

The affirmative prevailed on a *viva voce* vote, and the bill, as amended, was ordered to a third reading this afternoon at two o'clock.

Senator Wagner called for the second special order, it being Senate Bill No. 43, An act relating to the carrying of passengers on street railways.

The question being stated,

Shall the report of the minority, that the bill ought to pass, be substituted for the report of the majority, that it is inexpedient to legislate?

The negative prevailed on a *viva voce* vote.

Senator Wagner demanded the yeas and nays.

(Discussion ensued.)

The clerk proceeded to call the roll.

The following named senators voted in the affirmative: Senators Woodbury, Musgrove, Shannon, Howard, Kenney, Wagner, Marcotte, Mathes.

The following named senators voted in the negative:

Senators Bailey, Shirley, Clark, Danforth, Cain, Smith, Lucier, Weeks, Martin, Varney, Whiting, Perkins, Parsons.

Eight senators having voted in the affirmative and thir-

teen senators having voted in the negative, the motion to substitute the report of the minority for that of the majority was declared lost.

The question being stated,

Shall the resolution of the majority that it is inexpedient to legislate be adopted?

The affirmative prevailed on a *viva voce* vote, and the resolution was adopted.

#### INTRODUCTION OF A BILL.

Senator Lucier, under a suspension of the rules, sixteen senators having actually voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary:

Senate Bill No. 71, An act to regulate the marriage of mental defectives.

On motion of Senator Woodbury, the Senate adjourned.

#### AFTERNOON.

##### LEAVE OF ABSENCE.

Senator Shirley was granted leave of absence for the afternoon on account of important business.

##### THIRD READINGS.

On motion of Senator Howard, the rules were so far suspended that the following bills were severally read a third time by title and passed:

House Bill No. 540, An act to incorporate the Lower Bartlett and Intervale Water company.

House Bill No. 548, An act to authorize the city of Nashua to issue bonds.

On motion of Senator Howard, the rules were so far suspended that the following bill was read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendments:



House Bill No. 201, An act in amendment of chapter 164 of the Laws of 1911, as amended by chapter 145 of the Laws of 1913, relating to the public service commission.

BILL RECALLED FROM THE GOVERNOR.

On motion of Senator Whiting, the following resolution was adopted:

*Resolved*, That the Governor be requested to return to the Senate for the purpose of amendment, House Bill No. 320, An act to promote the public health by providing for one day's rest in seven for employees in certain employments.

Pursuant to the request, the Governor returned to the Senate the following entitled bill, House Bill No. 320, An act to promote the public health by providing for one day's rest in seven for employees in certain employments.

On motion of Senator Whiting, the rules were suspended and the vote whereby the following entitled bill, House Bill No. 320, An act to promote the public health by providing for one day's rest in seven for employees in certain employments, passed, was reconsidered.

On motion of the same senator, the rules were further suspended and the vote whereby the above entitled bill was ordered to a third reading, was reconsidered.

On motion of Senator Whiting, the bill was recommitted to the Committee on Labor for amendment.

The following message was received from the House of Representatives by its clerk:

HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has passed bills with the following titles, and joint resolutions in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 51, An act in relation to collateral legacies and successions and to provide for an assistant attorney-general.

House Bill No. 292, An act in amendment of chapter 185

of the Laws of 1913, relating to the inspection and licensing of boats, and the examination and licensing of their captains, masters, engineers and pilots.

House Bill No. 293, An act relating to the registration of motor boats and the provision and care of lights, buoys, and other aids to navigation.

House Bill No. 500, An act in relation to fire escapes.

House Joint Resolution No. 15, Joint resolution in favor of repairing the Pinkham Woods road in the town of Randolph and Martin's Location.

House Joint Resolution No. 25, Joint resolution to provide additional accommodations at the School for Feeble-Minded Children.

House Joint Resolution No. 72, Joint resolution in favor of the construction of a permanent highway leading from Pontook Falls in Dummer through West Milan to Stark.

House Joint Resolution No. 105, Joint resolution for certain improvements at the state prison.

House Bill No. 571, An act to permit the town of Winchester to raise money for care and repair of the citizen's clock.

House Bill No. 574, An act to authorize the town of Salem to contract with the town of Methuen for a water supply.

House Joint Resolution No. 115, Joint resolution in favor of Lesette Graupner, mother of Ernest B. Graupner, deceased.

House Bill No. 431, An act relating to the taxation of savings bank deposits.

The message also announced that the House of Representatives has concurred with the Honorable Senate in the passage of the following bill:

Senate Bill No. 21, An act in amendment of section 1 of chapter 170 of the Public Statutes, relating to form of insurance contracts.

The message further announced that the House of Representatives refuses to concur with the Honorable Senate in

the passage of the following joint resolution sent down from the Honorable Senate:

Senate Joint Resolution No. 1, Joint resolution for the erection of a statue to John Langdon.

The message further announced that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following entitled bills sent down from the Honorable Senate:

House Bill No. 519, An act in amendment of an act in amendment to the charter of the city of Manchester, establishing the office of overseer of the poor provided by chapter 291, Session Laws of 1909, and as amended by chapter 299, Session Laws of 1911.

House Bill No. 97, An act in amendment of chapter 35, Session Laws of 1901, as amended by chapter 195, Session Laws of 1911, relating to the sale of feeding-stuffs.

House Bill No. 481, An act in amendment of section 7, chapter 177 of the Public Statutes, relating to the sale of personal property by guardians.

The message further announced that the House of Representatives refuses to concur with the Honorable Senate in its amendment to the following entitled bills and asks for committees on conference:

House Bill No. 474, An act in amendment of section 1, chapter 14, Laws of 1913, and chapter 73, Public Statutes, relating to highway agents, and the Speaker has appointed as members of such committee on conference on the part of the House, Messrs. Hoyt of Hanover, Duncan of Jaffery and Dillingham of Roxbury.

House Bill No. 541, An act relative to temporary absences of patients from the state hospital.

The Speaker has appointed as members of such committee on conference on the part of the House, Messrs. Hodsdon of Ossipee, Lee of Concord and Chase of Concord.

The message further announced that the House of Representatives has voted to reconsider the vote whereby it concurred with the Honorable Senate in its amendments to the following entitled bill:



House Bill No. 97, An act in amendment of chapter 35, Session Laws of 1901, as amended by chapter 195, Session Laws of 1911, relating to the sale of feeding-stuffs, and refuses to concur with the Honorable Senate in its amendments to said bill, and asks for a committee on conference; and the Speaker has appointed as members of such committee on conference on the part of the House, Messrs. Hoyt of Sandwich, Connor of Manchester and Hoyt of Hanover.

The message further announced that the House of Representatives concurs with the Honorable Senate in the passage of the following entitled bill, with amendments, in the passage of which amendments the House asks the concurrence of the Honorable Senate:

Senate Bill No. 64, An act in amendment of section 49 of chapter 43 of the Public Statutes, relative to choice and duties of town officers.

Amend said bill by striking out section 1 and by inserting in place thereof the following:

SECTION 1. That section 49 of chapter 43 of the Public Statutes is hereby amended by adding at the end thereof the words "except the town of Claremont where the fiscal year shall end on the thirty-first day of January," so that said section as amended shall read as follows:

"SECT. 49. The fiscal year of towns shall end with the fifteenth day of February, except the town of Claremont where the fiscal year shall end on the thirty-first day of January."

On motion of Senator Smith, the foregoing bill with amendments was laid upon the table.

#### READ AND REFERRED.

On motion of Senator Varney, the rules were so far suspended that the following entitled bills sent up from the House of Representatives were severally read a first and second time by title and referred:

To the Committee on the Judiciary,

House Bill No. 51, An act in relation to collateral lega-

cies and successions and to provide for an assistant attorney-general.

House Bill No. 292, An act in amendment of chapter 185 of the Laws of 1913, relating to the inspection and licensing of boats and the examination and licensing of their captains, masters, engineers and pilots.

House Bill No. 293, An act relating to the registration of motor boats and the provision and care of lights, buoys and other aids to navigation.

House Bill No. 571, An act to permit the town of Winchester to raise money for care and repair of the citizen's clock.

House Bill No. 574, An act to authorize the town of Salem to contract with the town of Methuen for a water supply.

House Bill No. 431, An act relating to the taxation of savings bank deposits.

House Bill No. 500, An act in relation to fire escapes.

On motion of Senator Kenney, the rules were so far suspended that the last named bill was referred to the Committee on Labor.

The following joint resolutions sent up from the House of Representatives were severally read a first and second time and referred:

To the Committee on Finance,

House Joint Resolution No. 15, Joint resolution in favor of repairing the Pinkham Woods road in the town of Randolph and Martin's Location.

House Joint Resolution No. 72, Joint resolution in favor of the construction of a permanent highway leading from Pontook Falls in Dummer through West Milan to Stark.

To the Committee on State Prison and Industrial School,

House Joint Resolution No. 105, Joint resolution for certain improvements at the state prison.

To the Committee on School for the Feeble-Minded,

House Joint Resolution No. 25, Joint resolution to provide additional accommodations at the School for Feeble-Minded Children.

To the Committee on Finance,  
House Joint Resolution No. 115, Joint resolution in favor of Lesette Graupner, mother of Ernest B. Graupner, deceased.

On motion of Senator Wagner, the rules were so far suspended that reference to the committee was dispensed with, and the joint resolution was read a third time and passed.

On motion of Senator Varney, the Senate adjourned.

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WEDNESDAY, MARCH 31, 1915.

The Senate met according to adjournment.

The reading of the journal having been commenced, on motion of Senator Danforth, the rules were so far suspended that its further reading was dispensed with.

#### COMMITTEE REPORTS.

Senator Varney, for the Committee on Finance, to whom was referred House Bill No. 534, An act to provide for completing a dormitory at the Plymouth Normal School;

House Bill No. 542, An act to establish a system of cross-state highways;

House Bill No. 237, An act relating to the management and control of state institutions;

House Bill No. 65, An act relative to anti-toxin;

House Bill No. 211, An act to establish a state highway department;

House Joint Resolution No. 76, Joint resolution appropriating money for the repair of the road leading from Orford bridge to Baker's pond;

House Joint Resolution No. 73, Joint resolution appropriating money for the completion of the dormitory at the Keene Normal School, having considered the same, reported the same without amendment and recommended their passage.



The reports were accepted and the bills and joint resolutions severally ordered to a third reading this afternoon at two o'clock.

Senator Varney, for the Committee on Finance, to whom was referred House Bill No. 52, An act to amend chapter 8 of the Public Statutes, relating to the state and other public libraries, having considered the same, reported the same with the following amendments and recommended its passage:

Amend section 7 of said chapter 8 as amended by striking out the words "from January fifteenth, 1915," so that said section as amended shall read as follows:

"SECT. 7. One of said persons shall be appointed for two years, one for four years, and one for six years, and thereafter upon expiration the terms of appointment shall be for six years. All terms of office shall continue until successors have been appointed and have qualified."

Further amend section 12 of said chapter 8 as amended by adding thereto the following: "subject to the approval of the governor and council as regards all expenditures made in connection therewith," so that said section 12 as amended shall read as follows:

"SECT. 12. Except as otherwise provided by law, the board of regents shall have full power and authority as to all matters pertaining to the state library, its maintenance and use, subject to the approval of the governor and council as regards all expenditures made in connection therewith."

Further amend section 21 of said chapter 8 as amended by adding thereto the following: "subject to the approval of the governor and council," so that said section 21 as amended shall read as follows:

"SECT. 21. The board of regents shall allow the state librarian to employ such assistants in the work of the library as in their judgment shall be necessary, and they shall fix the compensation to be paid such assistants subject to the approval of the governor and council."

Further amend by inserting after section 1 of said act

the following new section, and renumbering section 2 as section 3:

"SECT. 2. This act shall be subject in all particulars to the provisions of an act entitled 'An act in relation to expenditures by state departments, approved March 11, 1915.'"

The report was accepted, amendments adopted and the bill, as amended, ordered to a third reading this afternoon at two o'clock.

Senator Perkins, for the Committee on Roads, Bridges and Canals, to whom was referred House Joint Resolution No. 75, Joint resolution for the repair of road leading from Lancaster fire precinct line through Lancaster to Jefferson;

House Joint Resolution No. 78, Joint resolution for the repair and improvement of road leading from Randolph line to the Boston & Maine Railroad crossing on Gorham Hill, so called, in Gorham, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the joint resolutions severally referred to the Committee on Finance under the rules.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 549, An act in relation to licensing foreign insurance companies, having considered the same, reported the same with the following amendment and recommended its passage:

Amend section 1 by striking out the whole thereof and inserting instead thereof the following:

"SECTION 1. Whenever it shall appear to the insurance commissioner of this state that any insurance company chartered by the legislature of this state and authorized by such insurance commissioner in this state to engage in life, accident and health insurance business or any combination thereof, is refused permission to transact any such business or combination thereof within any state of the United States or within any foreign country by the provisions of any law of such state or country which may be

enacted subsequent to the passage of this act, and which shall in terms prohibit or shall be construed in such manner as to prohibit such company from engaging in such business or any combination thereof, after such company has complied with all other laws of such state or foreign country, then, and in every such case, the insurance commissioner may cancel the authority of or refuse a license to every company organized by charter or under the laws of such other state or foreign country to do any of the kinds of business above mentioned in this state, and may refuse a certificate of authority to every such company thereafter applying to him for authority to do any such business in this state, so long as such New Hampshire company shall be refused permission to transact any such business or combination thereof in such other state or foreign country."

The report was accepted, amendment adopted and the bill, as amended, ordered to a third reading this afternoon at two o'clock.

Senator Smith, for the Committee on the Judiciary, to whom was referred House Bill No. 560, 'An act relating to cemeteries in the town of Rollinsford, having considered the same, reported the same with the following amendment and recommended its passage:

Amend section 1 of said bill by adding after the word "convention" in the eleventh line thereof the following: "for a term of five years," so that said section as amended shall read:

"SECTION 1. The control and management of the public cemeteries in the town of Rollinsford shall be vested in a board of six trustees, of which the chairman of the board of selectmen shall be a member *ex-officio*. The first five trustees shall be George H. Yeaton, William F. McNally, Joseph D. Roberts, Annie W. Baer, and Ella E. Plumer, who shall hold their offices for one, two, three, four, and five years respectively, in the order named. Whenever a vacancy occurs by the expiration of any of their terms or the term of any trustee hereafter to be elected, it shall be filled by the joint ballot of the board of trustees and the select-



men in convention, for a term of five years. Any vacancy for any other cause shall be filled in the same manner only for the unexpired term."

The report was accepted, amendment adopted and the bill, as amended, ordered to a third reading this afternoon at two o'clock.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 561, An act in amendment of chapter 68 of the Session Laws of 1911, in relation to proceedings against and the liquidation of institutions under the supervision of the bank commissioners;

House Bill No. 563, An act to exempt from taxation certain property situated in the town of Wolfeboro, known as the Libby Museum, and contents;

House Bill No. 571, An act to permit the town of Winchester to raise money for care and repair of the citizens' clock;

House Bill No. 574, An act to authorize the town of Salem to contract with the town of Methuen for a water supply;

House Bill No. 431, An act relating to the taxation of savings bank deposits;

House Bill No. 307, An act in amendment of chapter 40 of the Laws of 1905, as amended by chapter 68 of the Laws of 1907, and chapter 42 of the Laws of 1911, relating to a tax on legacies and successions, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at two o'clock.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 521, An act in amendment of chapter 359 of the Session Laws of 1911, entitled "An act to establish a board of public works in the city of Manchester," having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted.

The question being stated,

Shall the resolution of the committee, that it is inexpedient to legislate, be adopted?

With the question pending, on motion of Senator Marcotte, the bill was laid upon the table and made a special order for next Tuesday at 11.01 o'clock.

Senator Bailey, for the Committee on Forestry, to whom was referred House Bill No. 544, An act in amendment of chapter 98, Laws of 1901, relating to the planting and protection of shade trees along the highways, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

#### MAJORITY AND MINORITY REPORTS.

The undersigned, a majority of the Committee on the Judiciary, to whom was referred Senate Bill No. 16, An act relating to actions for personal injuries, having considered the same, reported the same without amendment and recommended its passage.

E. M. SMITH,  
N. E. MARTIN,  
A. J. LUCIER,  
W. E. KINNEY,

*For a Majority of the Committee.*

The undersigned, a minority of the Committee on the Judiciary, to whom was referred Senate Bill No. 16, An act relating to actions for personal injuries, having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

O. E. CAIN,

*For a Minority of the Committee.*

The reports were accepted.

Senator Cain moved that the report of the minority be substituted for the report of the majority, and with that motion pending, moved that the bill be laid upon the table

and made a special order for next Wednesday at 11.01 o'clock.

The undersigned, a majority of the Committee on Public Improvements, to whom was referred House Bill No. 215, An act establishing and changing the present location of the Rockingham roads, connecting the Merrimack Valley road with the Massachusetts highway at the Massachusetts State line at Salem, N. H., having considered the same, reported the same without amendment and recommended its passage.

C. W. HOWARD,  
HERBERT PERKINS,  
NATH'L E. MARTIN,  
E. O. CROSSMAN,

*For a Majority of the Committee.*

The undersigned, a minority of the Committee on Public Improvements, to whom was referred House Bill No. 215, An act establishing and changing the present location of the Rockingham roads, connecting the Merrimack Valley road with the Massachusetts highway at the Massachusetts State line at Salem, N. H., having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

A. WAGNER,

*For a Minority of the Committee.*

The reports were accepted.

Senator Wagner moved that the report of the minority be substituted for the report of the majority.

The question being stated,

Shall the report of the minority be substituted for the report of the majority?

(Discussion ensued.)

The negative prevailed on a *viva voce* vote and the motion to substitute the report of the minority for the report of the majority was declared lost.



The bill was ordered to a third reading this afternoon at two o'clock.

The undersigned, a majority of the Committee on the Judiciary, to whom was referred House Bill No. 47, An act relating to the appointment of police commissioners for certain cities and town in said state, having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

E. M. SMITH,  
O. E. CAIN,  
N. E. MARTIN,

*For a Majority of the Committee.*

The undersigned, a minority of the Committee on the Judiciary, to whom was referred House Bill No. 47, An act relating to the appointment of police commissioners for certain cities and town in said state, having considered the same, reported the same without amendment and recommended its passage.

W. E. KINNEY,  
A. J. LUCIER,

*For a Minority of the Committee.*

The reports were accepted.

Senator Lucier moved that the report of the minority be substituted for the report of the majority.

The question being stated,

Shall the report of the minority be substituted for the report of the majority?

The affirmative prevailed on a *viva voce* vote.

Senator Martin demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:

Senators Bailey, Crossman, Woodbury, Shannon, Clark, Kinney, Danforth, Howard, Lucier, Weeks, Kenney, Wagner, Marcotte, Varney, Mathes, Whiting, Perkins.

The following named senators voted in the negative:

Senators Cain, Smith, Martin, Parsons.

Senator Shirley, voting in the affirmative, was paired with Senator Musgrove, voting in the negative.

Seventeen senators having voted in the affirmative and four senators having voted in the negative, the affirmative prevailed and the report of the minority was substituted for the report of the majority and the bill was ordered to a third reading this afternoon at two o'clock.

On motion of Senator Kinney, the rules were so far suspended that the bill was read a third time by title and passed.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 509, An act to provide for the incorporation and management of trust companies and similar corporations, having considered the same, reported the same with the following amendments and recommended its passage:

Amend section 4 by adding to said section the following: "If, in any case, the board of incorporation after such hearing shall be of opinion that the public convenience and advantage will not be promoted by the exercise by the proposed corporation of all the powers and privileges which are included in said agreement of association, but that the same would be promoted by the exercise of a part of those powers and privileges, it shall so notify the petitioners, and in such case the petitioners may have leave to withdraw and may at once file another petition setting forth a new agreement of association upon which the same procedure shall be had as upon an original petition," so that said section as amended shall read:

"SECT. 4. A petition setting forth said agreement of association or the terms thereof, signed by the subscribers thereto and praying for a decision of the question whether the public convenience and advantage will be promoted by the establishment of such corporation shall be filed with the Board of Trust Company Incorporation. A notice of a public hearing in such form as said board shall approve shall then be published at least once a week, for three successive weeks, in one or more newspapers to be

designated by said board, one of which shall be a newspaper published in the city or town in which it is proposed to establish the corporation, if there be such, otherwise one published in the county in which said city or town is situated, the first publication of such notice to be within thirty days after said petition is filed with said board, and a copy of such notice shall be mailed to every bank, trust company or similar corporation located in said city or town, at least fourteen days before such hearing. Such notice shall specify the names of the incorporators, the name of the corporation and the location of the same, as set forth in said agreement and shall designate the time and place of the hearing at which the public and all persons interested may be heard upon said question. The board shall then decide the question and make a record of its decision. If the decision is adverse to the petitioners the petition shall be dismissed, and no further proceedings shall be had, but a new petition may be filed after one year from the date of the decision. If, in any case, the board of incorporation, after such hearing shall be of opinion that the public convenience and advantage will not be promoted by the exercise by the proposed corporation of all the powers and privileges which are included in said agreement of association, but that the same would be promoted by the exercise of a part of those powers and privileges, it shall so notify the petitioners, and in such case the petitioners may have leave to withdraw and may at once file another petition setting forth a new agreement of association upon which the same procedure shall be had as upon an original petition."

Further amend by striking out section 9 and inserting instead thereof the following:

"SECT. 9. Any corporation organized under this act shall begin business within one year from the date of its incorporation; otherwise its charter shall become void."

Further amend by striking out the words "the security" in the 14th section after the words "capital and surplus on" and before the words "of real estate" and substituting



instead thereof the following, "notes secured by first mortgage," so that said section as amended shall read:

"SECT. 14. Such corporation may be authorized and empowered to receive on deposit, storage, or otherwise, money, government securities, bonds, stocks, coin, jewelry, plate, valuable papers and documents, evidences of debt, and other personal property of a similar character, for safe keeping, upon such terms or conditions as may be agreed upon, which said deposits may be made by corporations and persons acting individually or in any fiduciary capacity; to collect and disburse the income and principal of said property when due; to advance or loan money or credits on personal security or property; to advance or loan not exceeding twenty-five per cent of its capital and surplus on notes secured by first mortgage of real estate situated in the New England States, but no such loan shall exceed seventy per cent of the value of the security; to negotiate, purchase, and sell notes, stocks, bonds, and other evidences of debt; to do a general banking business, and to conduct a savings bank business."

Further amend said bill by striking out the whole of section 15 and inserting instead thereof the following:

"SECT. 15. Such corporation may be authorized and empowered to act as trustee of estates and under wills, mortgages or other similar instruments, or as receiver, assignee or agent for any person, firm, association or corporation, public or private, and in all proceedings in court or elsewhere in relation to any of said trusts or agencies all accounts and other papers may be signed and sworn to in behalf of the corporation by any officer duly authorized."

Further amend by inserting after the words "overdue debts" and before the words "unless the same" in the 19th section the following, "upon which no interest has been paid for a period of six months," so that said section as amended shall read:

"SECT. 19. The directors of any such corporation in determining dividends on its capital stock shall vote thereon by yeas and nays which vote shall be entered

on the records of the corporation and no such corporation shall declare any dividend except from its earnings remaining after deducting all losses, all sums for expenses and all overdue debts upon which no interest has been paid for a period of six months unless the same are well secured and in process of collection. Each director voting for any dividend declared in violation of any of the provisions of this section shall be fined one hundred dollars."

Further amend by striking out the words "it shall elect to amend" after the words "January, 1911, unless" and before the words "its charter" in the 30th section and inserting after said word "charter" the words, "shall have been amended," so that said section as amended shall read:

"SECT. 30. The stockholders in any such corporation shall be personally liable, equally and ratably, and not one for another, for all contracts, debts and engagements of the corporation to the amount of their stock therein at the par value thereof, in addition to the amount invested in such shares; *provided, however,* that the provisions of this section shall not apply to any such corporation which was actually engaged in the transaction of business on the first day of January, 1911, unless its charter shall have been amended under the provisions of this act. The officers and stockholders of corporations established under this act shall be excepted from the provisions of chapter 150 of the Public Statutes in the same manner and to the same extent that the officers and stockholders of banks are excepted."

Further amend by striking out the word "effecting" after the words "all existing laws" and before the words "such corporations" in the 33d section and inserting instead thereof the word, "affecting," so that said section as amended shall read:

"SECT. 33. The provisions of this act shall not apply to such corporations which were incorporated before its passage except in so far as such corporations are in terms made subject thereto by its provisions. Otherwise such corporations shall remain subject to the laws in force prior

to the passage of this act. Corporations organized under the provisions of this act shall be subject to all existing laws affecting such corporations except in so far as the same are inconsistent with this act, but all acts or parts of acts inconsistent with this act are hereby repealed, in so far as they might otherwise affect corporations organized or which are or may become subject to the provisions of this act."

Further amend by striking out the whole of section 34 and inserting instead thereof the following:

"SECT. 34. No trust company, loan and trust company, loan and banking company, bank or banking company, or similar corporation, shall hereafter be appointed administrator of an estate, executor under a will, or guardian or conservator of the person or property of another."

Further amend by adding section 35:

"SECT. 35. This act shall take effect upon its passage."

The report was accepted, amendments adopted and the bill, as amended, ordered to a third reading this afternoon at two o'clock.

MESSAGE FROM HIS EXCELLENCY, THE GOVERNOR.

The following message was received from His Excellency, the Governor, by the Honorable Edward N. Pearson, secretary of state:

EXECUTIVE DEPARTMENT.

CONCORD, March 31, 1915.

*To the Senate and House of Representatives:*

You are hereby informed that Edward N. Pearson has this day tendered his resignation as secretary of state. Attached hereto is a copy of said resignation, the original of which is on file in this department.

ROLLAND H. SPAULDING,  
Governor.



CONCORD, NEW HAMPSHIRE, March 31, 1915.

*To His Excellency,  
Rolland H. Spaulding,  
Governor of New Hampshire.*

MY DEAR GOVERNOR:

I hereby tender my resignation of the office of secretary of state, to take effect May first, 1915.

Very respectfully,

EDWARD N. PEARSON,  
*Secretary of State.*

The following message was received from the House of Representatives by its clerk:

HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has voted to concur with the Honorable Senate in its amendments to the following bills and joint resolutions:

House Bill No. 235, An act in amendment of section 5, chapter 224, Laws of 1903, establishing a village district in the town of Lisbon.

House Joint Resolution No. 7, Joint resolution for taking over certain lands in the town of Conway.

House Joint Resolution No. 61, Joint resolution in favor of Harry H. Meloon.

The message also announced that the House of Representatives had concurred with the Honorable Senate in the passage of the following bills:

Senate Bill No. 66, An act in amendment of section 2, chapter 165 of the Session Laws of 1913, entitled "An act abolishing the board of fish and game commissioners and creating the office of fish and game commissioner."

Senate Bill No. 48, An act in amendment of section 5, chapter 82 of the Session Laws of 1913, entitled "An act for the assessment and collection of poll taxes and in

amendment of chapters 55 and 59 of the Public Statutes and of sections 8 and 9 of chapter 60 of the Public Statutes."

The message further announced that the House of Representatives has passed bills with the following titles, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 575, An act in amendment of chapter 23 of the Public Statutes, as amended by chapter 157 of the Laws of 1913, relating to senatorial districts.

House Bill No. 331, An act relating to the issue of securities by public utilities.

House Bill No. 420, An act in amendment of chapter 24, Session Laws of 1907, relating to measurement and description of prisoners.

House Bill No. 458, An act to regulate the storage, distribution and sale of cold storage food.

House Bill No. 565, An act to authorize the town of Dublin to protect sources of water supply and construct water works.

House Bill No. 567, An act in amendment of section 3, chapter 125 of the Laws of 1907, relating to the trial of dependent, neglected and delinquent children.

House Bill No. 569, An act in amendment of chapter 167 of the Laws of 1913, entitled "An act to provide for the election of delegates to national conventions by direct vote of the people."

#### READ AND REFERRED.

On motion of Senator Martin, the rules were so far suspended that the following entitled bills sent up from the House of Representatives were severally read a first and second time by title and referred:

To the Committee on the Judiciary,

House Bill No. 331, An act relating to the issue of securities by public utilities.

House Bill No. 565, An act to authorize the town of Dublin to protect sources of water supply and construct water works.

House Bill No. 567, An act in amendment of section 3, chapter 125 of the Laws of 1907, relating to the trial of dependent, neglected and delinquent children.

House Bill No. 575, An act in amendment of chapter 23 of the Public Statutes, as amended by chapter 157 of the Laws of 1913, relating to senatorial districts.

House Bill No. 569, An act in amendment of chapter 167 of the Laws of 1913, entitled "An act to provide for the election of delegates to national conventions by direct vote of the people."

To the Committee on Public Health,

House Bill No. 458, An act to regulate the storage, distribution and sale of cold storage food.

To the Committee on Revision of the Laws,

House Bill No. 420, An act in amendment of chapter 24, Session Laws of 1907, relating to measurement and description of prisoners.

#### BILLS TAKEN FROM THE TABLE.

On motion of Senator Smith, House Bill No. 493, An act to create a voting precinct in the town of Winchester, was taken from the table.

On motion of Senator Smith, the bill was indefinitely postponed.

On motion of Senator Smith, Senate Bill No. 64, An act in amendment of section 49 of chapter 43 of the Public Statutes, relative to choice and duties of town officers, was taken from the table.

The question being stated,

Shall the Senate concur in the amendments sent up from the House of Representatives to the foregoing bill?

Amend said bill by striking out section 1 and by inserting in place thereof the following:

SECTION 1. That section 49 of chapter 43 of the Public Statutes is hereby amended by adding at the end thereof the words "except the town of Claremont where the fiscal year shall end on the thirty-first day of January," so that said section as amended shall read as follows:



"SECT. 49. The fiscal year of towns shall end with the fifteenth day of February, except the town of Claremont where the fiscal year shall end on the thirty-first day of January."

On motion of Senator Smith, the Senate voted to concur with the House of Representatives in the foregoing amendments.

#### REQUESTS FOR COMMITTEE OF CONFERENCE GRANTED.

On motion of Senator Kinney, the Senate voted to accede to the request of the House of Representatives for a committee of conference on House Bill No. 474, An act in amendment of section 1, chapter 14, Laws of 1913, and chapter 73, Public Statutes, relating to highway agents, and the President appointed as members of such committee on the part of the Senate, Senators Kinney and Lucier.

On motion of Senator Smith, the Senate voted to accede to the request of the House of Representatives for a committee of conference on House Bill No. 97, An act in amendment of chapter 35, Session Laws of 1901, as amended by chapter 195, Session Laws of 1911, relating to the sale of feeding-stuffs, and the President appointed as members of such committee on the part of the Senate, Senators Smith and Shirley.

On motion of Senator Crossman, the Senate voted to accede to the request of the House of Representatives for a committee of conference on House Bill No. 541, An act relative to temporary absences of patients from the State Hospital, and the President appointed as members of such committee on the part of the Senate, Senators Martin and Crossman.

#### SPECIAL ORDERS.

Senator Cain called for the first special order, it being Senate Bill No. 3, An act to increase the efficiency of the public schools of the state by granting pensions to retired teachers of long service.

The question being stated,

Shall the report of the minority, that it is inexpedient to legislate, be substituted for the report of the majority, that the bill ought to pass?

(Discussion ensued.)

On motion of Senator Kenney, the Senate voted to take a recess subject to the call of the President.

(Recess.)

The Senate reassembled.

(Discussion continued.)

The question being stated,

Shall the report of the minority, that it is inexpedient to legislate, be substituted for the report of the majority, that the bill ought to pass?

The negative prevailed on a *viva voce* vote.

Senator Cain demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:

Senators Kinney, Cain, Smith, Marcotte, Perkins.

The following named senators voted in the negative:

Senators Bailey, Crossman, Woodbury, Shirley, Musgrove, Shannon, Danforth, Howard, Lucier, Martin, Kenney, Wagner, Varney, Mathes, Whiting, Parsons.

Five senators having voted in the affirmative and sixteen senators having voted in the negative, the negative prevailed and the motion to substitute the report of the minority for the report of the majority was declared lost.

On motion of Senator Martin, the following amendment was adopted:

Amend said bill by striking out all of section 3 and renumbering the other sections accordingly; and the bill was ordered to a third reading this afternoon at two o'clock.

On motion of Senator Woodbury, the rules were so far suspended that the bill was read a third time by title, passed and sent to the House of Representatives for concurrence.

Senator Woodbury called for the second special order, it

being Senate Bill No. 4, An act to increase the efficiency of the public schools of the state by granting pensions to retired teachers of long service.

Upon request of Senator Cain, unanimous consent was given to withdraw the minority report and the motion to substitute the report of the minority for the report of the majority.

On motion of Senator Woodbury, the following amendment was adopted:

Amend said bill by striking out all of section 3 and re-numbering the other sections accordingly; and the bill was ordered to a third reading this afternoon at two o'clock.

On motion of Senator Crossman, the rules were so far suspended that the bill was read a third time by title, passed and sent to the House of Representatives for concurrence.

On motion of Senator Kenney, the Senate adjourned.

#### AFTERNOON.

On motion of Senator Martin, the rules were so far suspended that the following entitled bills were severally read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendments.

House Bill No. 52, An act to amend chapter 8 of the Public Statutes, relating to the state and other public libraries.

House Bill No. 509, An act to provide for the incorporation and management of trust companies and similar corporations.

House Bill No. 549, An act in relation to licensing foreign insurance companies.

House Bill No. 560, An act relating to cemeteries in the town of Rollinsford.

House Bill No. 211, An act to establish a state highway department.

On motion of Senator Martin, the rules were so far suspended that the following entitled bills were severally read a third time by title and passed:



House Bill No. 534, An act to provide for completing a dormitory at the Plymouth Normal School.

House Bill No. 542, An act to establish a system of cross-state highways.

House Bill No. 237, An act relating to the management and control of state institutions.

House Bill No. 65, An act relative to anti-toxin.

House Bill No. 561, An act in amendment of chapter 68 of the Session Laws of 1911, in relation to proceedings against and the liquidation of institutions under the supervision of the bank commissioners.

House Bill No. 563, An act to exempt from taxation certain property situated in the town of Wolfeboro, known as the Libby Museum, and contents.

House Bill No. 431, An act relating to the taxation of savings bank deposits.

House Bill No. 574, An act to authorize the town of Salem to contract with the town of Methuen for a water supply.

House Bill No. 307, An act in amendment of chapter 40 of the Laws of 1905, as amended by chapter 68 of the Laws of 1907, and chapter 42 of the Laws of 1911, relating to a tax on legacies and successions.

House Bill No. 571, An act to permit the town of Winchester to raise money for care and repair of the citizens' clock.

House Bill No. 215, An act establishing and changing the present location of the Rockingham roads, connecting the Merrimack Valley road with the Massachusetts highway at the Massachusetts State line at Salem, New Hampshire.

On motion of Senator Martin, the rules were so far suspended that the following entitled bill was read a third time by title:

House Bill No. 544, An act in amendment of chapter 98, Laws of 1901, relating to the planting and protection of shade trees along highways.

The question being stated,  
Shall the bill pass?

With the question pending, on motion of Senator Cain, the bill was laid upon the table and made a special order for tomorrow morning at 11.01 o'clock.

The following joint resolutions were severally read a third time and passed:

House Joint Resolution No. 76, Joint resolution appropriating money for the repair of the road leading from Orford bridge to Baker's pond.

House Joint Resolution No. 73, Joint resolution appropriating money for the completion of the dormitory at the Keene Normal School.

On motion of Senator Wagner, the Senate adjourned.

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THURSDAY, APRIL 1, 1915.

The Senate met according to adjournment.

The reading of the journal having been commenced, on motion of Senator Varney, the rules were so far suspended that its further reading was dispensed with.

COMMITTEE REPORTS.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 565, An act to authorize the town of Dublin to protect sources of water supply and construct water works;

House Bill No. 567, An act in amendment of section 3, chapter 125 of the Laws of 1907, relating to the trial of dependent, neglected and delinquent children, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at two o'clock.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 51, An act in relation to collateral legacies and successions and to provide for an assistant attorney-general;

House Bill No. 292, An act in amendment of chapter 185

of the Laws of 1913, relating to the inspection and licensing of boats and the examination and licensing of their captains, masters, engineers and pilots, having considered the same, reported the same without amendment and recommended their passage.

The report were accepted and the bills were severally referred to the Committee on Finance under the rules.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 57, An act in relation to the city of Manchester, establishing a board of registrars in said city, having considered the same, reported the same with the following amendment and recommended its passage:

Amend section 7 by striking out in lines 6, 7 and 8 of the printed bill the words "or who holds an office in the city for which he is appointed either by election or by direct appointment of the mayor" and substitute therefor the words "or who holds any office in the city, either by election by the people or any city council or board or commission or by direct appointment of the mayor," so that said section as amended shall read as follows:

"SECT. 7. No person shall be appointed a registrar who is not a voter of the city for which he is appointed or who holds an office by election or appointment under the government of the United States or of the state, except as a justice of the peace, notary public, or an officer of the state militia, or who holds any office in the city, either by election by the people or any city council or board or commission or by direct appointment of the mayor. The acceptance by a registrar of an office which he is prohibited from holding shall vacate his office as registrar."

The report was accepted and amendment adopted.

Senator Kenney offered the following amendment and moved its adoption:

Amend said bill by striking out all of section 33 and in place thereof substituting the following:

"SECT. 33. All acts or parts of acts inconsistent with this act are hereby repealed, and this act shall take effect on January 1st, 1916."



The question being stated,  
Shall the amendment be adopted?

(Discussion ensued.)

With the question pending, on motion of Senator Marcotte, the bill was laid upon the table and made a special order for next Wednesday at 11.02 o'clock.

Senator Cain, for the Committee on the Judiciary, to whom was referred Senate Bill No. 71, An act to regulate the marriage of mental defectives, having considered the same, reported the same with the following amendment and recommended its passage:

Amend section 4 in the first line thereof by striking out the word "violating" and inserting in place thereof the following: "who knowingly violates," so that said section as amended shall read as follows:

"SECT. 4. Any person who knowingly violates any of the provisions of this act, or any person knowingly swearing falsely to any of the affidavits mentioned in this act, shall be punished by a fine of not less than \$50 or more than \$500, or by imprisonment in jail not over thirty days, or by both such fine and imprisonment."

The report was accepted, amendment adopted and the bill, as amended, ordered to a third reading this afternoon at two o'clock.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 193, An act relating to expenses of county solicitors while in the discharge of official duties, having considered the same, reported the same with the following amendment and recommended its passage:

Strike out all of sections 2 and 3 and insert instead thereof the following:

"SECT. 2. Solicitors shall be paid quarterly for their salary and expenses. Their expense account shall be submitted to some justice of the Superior Court for his approval before the same is paid. Sections 7 and 8, chapter 117 of the Laws of 1905, are hereby repealed, and this act shall take effect upon its passage."

The report was accepted, amendment adopted and the bill, as amended, ordered to a third reading this afternoon at two o'clock.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 487, An act to prevent corrupt practices at elections, to regulate expenditures for political purposes and provide for the publicity thereof, having considered the same, reported the same with the following amendment and recommended its passage:

Amend the bill by striking out all after the enacting clause and inserting in place thereof the following:

SECTION 1. The following words and phrases of this act, unless the same be inconsistent with the context, shall be construed as follows:

(a) "Election" shall mean any primary or election at which federal, state, county or municipal officers are nominated and elected.

(b) "Candidate" shall mean any candidate for governor, United States senator, representative to Congress, councilor, state senator, representative to the General Court, county or municipal office.

(c) "Political committee" or "committee" shall mean any combination of two or more persons who shall aid or promote the success or defeat of any party, principle, measure, or person to be voted for at any election.

(d) "Political party" or "party" shall mean any political organization which has nominated in any manner provided by law candidates for federal or state offices.

(e) "Person" shall include a corporation or committee.

SECT. 2. No political committee or candidate for the purpose of aiding or promoting the success or defeat of any party, principle, measure or person to be voted for at any election shall give, pay or contribute or promise to give, pay or contribute any money or thing of value whatsoever to any person whomsoever, except as follows:

(a) For the transportation, housing and sustenance, and minor expenses strictly incidental to traveling, for members of such committee and for candidates and for speakers

procured by or on behalf of the committee or candidate to speak at any rally or political meeting.

(b) For the preparation, printing and distribution by mail of letters, circulars, and other written or printed matter, and for the posting or distribution through any advertising or bill posting agency of posters, hand bills and other advertising matter.

(c) For the rental of offices occupied by such committee or candidate, for telephone and telegraph tolls, and for the compensation of secretaries, stenographers and other office employees.

(d) For the rental of halls and other rooms for the holding of political meetings and rallies, at which political addresses are to be made, or candidates are to be present.

(e) For advertisements permitted by the provisions of this act.

(f) For the payment of speakers.

(g) For the salaries of political agents employed by the committee or candidate to travel from town to town arranging for political meetings and rallies and doing lawful acts in advancing the objects of the committee or candidate, and for the canvassing of voters.

(h) For contributions to local committees.

SECT. 3. No state committee of a political party shall receive or expend in any one year for political purposes allowed by this act any moneys in excess of twenty-five thousand dollars (\$25,000); and not more than one half of said sum shall be expended for the purposes enumerated in paragraphs (g) and (h) of the foregoing section.

SECT. 4. No person shall publish or cause to be published in a newspaper or other periodical, either in its advertising or reading columns, any paid matter which is designed or tends to aid, injure or defeat any candidate for public office, or a constitutional amendment or any other question submitted to the voters, unless the name of the chairman or secretary, or the names of two officers of the political or other organization inserting the same, or the name of some voter who is responsible therefor, with his



residence and the street and number thereof, if any, appear in the nature of a signature. Such matter inserted in reading columns shall be marked at the beginning thereof in black faced Roman capitals "Advertisement. Paid for by (naming the person or committee paying for the same). Price (truly stating the cost of said advertisement) \$. . . . ."

No person shall in any one year expend for advertising a greater aggregate sum than twenty per cent of the annual salary attached to the office for which he is a candidate, provided that no candidate shall be restricted to a less sum than one hundred dollars, nor shall any person expend a greater aggregate sum than one thousand dollars.

Any person who violates, or in any way knowingly aids or abets the violation of any provisions of this section, shall be punished by a fine of not more than one hundred dollars, or by imprisonment for not more than sixty days.

SECT. 5. (a) No person or committee shall mail, give away or distribute any letter, circular, or other written or printed matter, not contained in a newspaper or other publication printed and published within this state, which is designed or tends to aid, injure, or defeat any party, principle, measure or person to be voted for at any election, or wherein the merits of any such party, principle, measure or person shall be discussed, unless the same shall be signed by such person or committee, or shall bear printed or stamped thereon a true statement showing at the expense of what person or persons or committee the same is mailed, given away or distributed.

(b) Any person who shall violate any provision of this section shall be punished by a fine of not more than fifty dollars.

SECT. 6. No person at any election shall apply for a ballot in the name of another person, whether such other person be living or dead, nor in the name of a fictitious person, nor shall a person having voted once at any election apply at the same election for a ballot in his own name.

SECT. 7. No person shall solicit or invite any contribution, subscription or payment from any person who is a

candidate for election to, or, prior to the expiration of his term of office, from any person who has been elected to, the office of governor, United States senator, representative to Congress, councilor, state senator, or representative to the legislature, or from any political committee for himself or for any fraternal organization, labor organization, lodge, secret society, club or similar organization, nor shall any person solicit or invite any such candidate or elected person or political committee to buy tickets to any entertainment or ball, or for the aid of any such organization, or to pay for space or advertising in any book, program or publication, and no candidate or committee shall make any such contribution, subscription, payment or purchase. Any candidate or committee or any person violating any provision of this section shall be fined not exceeding one hundred dollars.

SECT. 8. No candidate or committee shall pay to any daily newspaper or class publication any rate for political advertisement in excess of what is regularly charged by such newspaper or publication for commercial advertising occupying the same space and position and running the same length of time.

SECT. 9. Instead of the publication of campaign expenditures provided by chapter 101 of the Laws of 1911, in the case of candidates for governor, United States senator, representatives to Congress, and by state committees, a candidate may deliver to the secretary of state a copy of the statement of expenditures provided for by said chapter for each candidate opposing the candidate so filing, and a state committee may deliver to the secretary of state a copy of such statement for the state committee of each other political party, which copies shall be delivered by the secretary of state, upon request, to the candidates and committees for whom they are made.

SECT. 10. (a) Any person voted for at an election for any office, or any reputable voter may make complaint in writing to the attorney-general of any violation of any of the provisions of this act. All complaints so made shall be treated

as confidential communications. Upon the receipt of any such complaint, if it shall appear that the act complained of, if committed, was of a serious and deliberate nature, it shall be the duty of the attorney-general, through a county solicitor, or some other representative, to investigate the complaint, and if sufficient cause for a prosecution is found, to commence forthwith a prosecution, and prosecute the same to final judgment. If, in the opinion of any person making complaint as aforesaid, the family, business, or political connection of the county solicitor of the county in which the offense complained of was committed, are such as to make it unlikely that he will act diligently and earnestly in any prosecution therefor, the person complaining may state such facts to the attorney-general, and his communication shall be held confidential.

(b) If the attorney-general believes that the county solicitor in any county will be hampered by any existing facts or circumstances, and in any wise prevented from vigorously prosecuting any respondent complained against for violation of any provision of this law, or that the service of more than one attorney in any prosecution would be in the interest of the state, he shall have authority to employ and assign to conduct, or assist in conducting, such prosecution a county solicitor from some other county, or to employ and assign some attorney not a county solicitor. Such county solicitor or other attorney shall be allowed reasonable compensation, to be approved by the governor and council and paid from the treasury of the state out of any money not otherwise appropriated.

SECT. 11. Each committee shall have a treasurer who shall be a citizen of this state, who shall receive and pay out all money handled by the committee. For any failure to make any statement of receipts and expenditures of the committee as required by law, the treasurer shall be guilty. If there is no treasurer, or if he fails to make report, it shall be the duty of each member of said committee who receives or pays out any money on behalf of said committee to make said report, or to cause the same to be made, and for failure



on his part to file such report he shall be guilty. For any unlawful expenditure or act of a committee any member of said committee who made or permitted the same, in whole or in part, or who consented thereto, or who aided, abetted or conspired to make or perform the same shall be guilty thereof.

SECT. 12. The secretary of state shall give or send by mail a copy of this act to each person who shall file a declaration of candidacy before any primary, or on behalf of whom primary petitions or a primary certificate shall be filed; but any failure so to do shall be deemed neglect of duty, and not an offense rendering said official liable to the penal provisions of this act.

SECT. 13. It shall be the duty of the attorney-general to examine the returns of election expenses which are made to the secretary of state by candidates and committees and to compel such returns to be made in form and substance to comply with the law.

SECT. 14. Any person who shall violate any of the provisions of this act shall be deemed guilty of a corrupt practice, and, except as some other penalty is elsewhere herein provided, shall be fined not less than one hundred dollars (\$100) nor more than five hundred dollars (\$500) or imprisoned not less than six months or not more than one year, or both.

SECT. 15. Any expenses incurred by the secretary of state or the attorney-general in carrying out the provisions of this act shall be paid from the treasury of the state.

SECT. 16. This act shall take effect upon its passage and all acts and parts of acts inconsistent herewith are hereby repealed.

The reading of the amendments having been commenced, on motion of Senator Musgrove, the further reading was dispensed with.

The report was accepted.

With the question pending, upon the adoption of the amendment, on motion of Senator Musgrove, the bill was

laid upon the table and made a special order for next Wednesday at 11.06 o'clock.

Senator Wagner, for the Committee on Revision of the Laws, to whom was referred House Bill No. 305, An act creating a board of excise commissioners, having considered the same, reported the same with the following amendments and recommended its passage:

Amend said bill by striking out section 2 and inserting in place thereof the following:

"SECT. 2. Said board shall be provided with suitable offices in the state house. They are hereby empowered to appoint a confidential clerk at such compensation as they may deem appropriate, and, with the approval of the governor and council, they shall appoint such other clerks, accountants, and assistants as may be deemed necessary, and shall fix their compensation, which shall be paid from the treasury in equally monthly installments upon warrant of the governor."

Further amend said bill by striking out section 4 and inserting in place thereof the following:

"SECT. 4. One member of said board shall be designated and commissioned as chairman and another member shall be designated and commissioned as clerk and treasurer. The chairman shall receive an annual salary of twenty-five hundred dollars (\$2500) and the other two members shall receive an annual salary of eighteen hundred dollars (\$1800) each. The clerk and treasurer shall file with the secretary of state a bond to the people of the state in the sum of fifty thousand dollars with sureties approved by the governor and council, conditioned for the faithful performance of his duty. Said board shall keep a record of their doings and hearings, and shall make an annual report to the governor and council during each calendar year, which shall contain such statements, facts and explanations as will disclose the actual workings of this act and its bearing upon the welfare of the state, including a statement of all receipts collected under this act and all expenses incurred, and also such suggestions as to the

general policy of the state and such amendments of this act as said board may deem best.

"In all matters relating to the issuance of a license for the sale of intoxicating liquors, to the fixing of the fee therefor or the terms thereof, to proceedings under complaints made by the special agents, or for the forfeiture of a license or the bond thereon, or for the cancellation or transfer of a license, the three commissioners shall act together as a board and no action shall be taken by them except by a majority vote."

Further amend said bill by striking out section 5 and inserting in place thereof the following:

"SECT. 5. The tenure of office of the board of license commissioners, created by and under the provisions of chapter 219, Laws of 1913, shall cease and determine July 1, 1915, and, except as otherwise provided in this act, all powers and duties of the board of license commissioners as provided by the laws of this state in force next prior to the passage of this act shall be vested in the board of excise commissioners, and all existing law relative to the payment of the expenses of this department out of moneys received from license fees and paid into the state treasury shall remain in force."

The report was accepted, amendment adopted and the bill, as amended, ordered to a third reading this afternoon at two o'clock.

Senator Wagner, for the Committee on Revision of the Laws, to whom was referred House Bill No. 489, An act in amendment of section 2, chapter 51 of the Public Statutes, relating to public cemeteries and parks;

House Bill No. 522, An act in amendment of the charter of the city of Manchester relating to the powers and duties of the mayor;

House Bill No. 556, An act in amendment of subdivision VII of section 10, chapter 50 of Public Statutes, and of section 9 of chapter 43 of Public Statutes, relating to powers of city councils and to the duties of town officers;

House Bill No. 558, An act for the relief of the needy



blind, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at two o'clock.

Senator Howard, for the Committee on Public Improvements, to whom was referred House Joint Resolution No. 5, Joint resolution for the repair of Lost River road in the town of Woodstock;

House Joint Resolution No. 49, Joint resolution for the completion of the state highway in the town of Wakefield leading from East Wakefield to the state line at Newfield, Maine;

House Joint Resolution No. 51, Joint resolution for the repair and improvement of road leading from Lancaster line through Jefferson to Randolph, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and joint resolutions severally referred to the Committee on Finance under the rules.

Senator Whiting, for the Committee on Fisheries and Game, to whom was referred House Bill No. 559, An act in amendment of chapter 74 of the Session Laws of 1909, entitled "An act for the protection of ice in certain cases," having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

Senator Smith, for the Committee on the Judiciary, to whom was referred House Bill No. 293, An act relating to the registration of motor boats and the provision and care of lights, buoys and other aids to navigation, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill was referred to the Committee on Finance under the rules.

Senator Shannon, for the Committee on School for Feeble-Minded, to whom was referred House Joint Resolution No. 25, Joint resolution to provide additional accommodations

at the School for Feeble-Minded Children, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution was referred to the Committee on Finance under the rules.

Senator Musgrove, for the Committee on Agriculture, to whom was referred House Bill No. 552, An act to regulate the sale and to standardize the strength and purity of fungicides and insecticides, having considered the same, reported the same with the following amendment and recommended its passage:

Amend said bill by striking out all after the enacting clause and substitute therefor the following:

SECTION 1. Every lot or package of fungicide or insecticide which is manufactured, sold, distributed, offered or exposed for sale in this state shall have affixed in a conspicuous place on the outside thereof a plainly printed statement clearly and truly stating the net ounces or pounds in the package or container, the name or trademark under which the article is sold, the name and address of the manufacturer or shipper, the place of manufacture, also a statement of the chemical or physical composition of the material as follows: First (in case of Paris green and lead arsenate), the minimum per centum of total arsenic and the maximum per centum of water-soluble arsenic which it contains, second (in case of fungicides and insecticides, other than Paris green and lead arsenate), the name and per centum of active ingredients, or the quality or strength under which the material is sold, and in addition the per centum of inert materials which it contains, as hereinafter provided.

SECT. 2. Every manufacturer, company, corporation or person shall, before selling, offering, or exposing for sale or distribution in this state any fungicide or insecticide file annually during the month of December with the commissioner of agriculture a certified copy of the statement specified in the preceding section; said certified copy to be accompanied, when the commissioner shall so request, by a sealed glass jar or bottle containing at least one pound

of the fungicide or insecticide sold or offered for sale; and the company or person furnishing said sample shall thereupon make affidavit that said sample corresponds to the statement as printed upon all packages or containers sold or offered for sale or distribution. At the time of filing such certificate there shall be paid to the commissioner of agriculture a registration fee of ten dollars. Whenever the manufacturer, company, corporation or person shall have filed the statement required in section 2 of this act and paid the registration fee, no agent or seller shall be required to file such statement or pay such fee.

SECT. 3. The commissioner of agriculture may cause to be analyzed or otherwise tested, at the New Hampshire Agricultural Experiment Station samples of fungicides or insecticides sold or offered for sale under the provisions of this act: the cost of said analysis or test to be defrayed from funds received for registration under section 2. The result of the analysis, or tests, together with such additional information as may be deemed necessary may be published in bulletins from time to time by the commissioner of agriculture or by the Agricultural College Experiment Station, as the governor and council may direct.

SECT. 4. Any manufacturer, company, corporation, or person who sells, offers or exposes for sale any adulterated or misbranded goods, or who shall refuse to comply with or conform to the provisions of this act shall upon conviction in a court of competent jurisdiction be fined not more than fifty dollars for the first and not more than one hundred dollars for each subsequent offense.

SECT. 5. Whenever the commissioner becomes cognizant of the violation of any of the provisions of this act he shall prosecute the party or parties thus reported, but it shall be the duty of the commissioner, upon ascertaining any violations of this act, to forthwith notify the manufacturer or dealer in writing, and give him not less than thirty days to comply with such provisions.

SECT. 6. For the purpose of this act any brand of fungicide or insecticide shall be deemed to be adulterated:



In case of Paris green:

1st. If it does not contain at least fifty per centum of arsenious oxide ( $\text{As}_2\text{O}_3$ ).

2d. If it contains arsenic in water-soluble forms equivalent to more than three and one-half per centum of arsenious oxide ( $\text{As}_2\text{O}_3$ ).

3d. If any substance has been mixed or packed with it so as to reduce or injuriously affect its quality or strength.

In case of lead arsenate paste:

1st. If it contains more than fifty per centum water.

2d. If it contains total arsenic equivalent to less than twelve and one-half per centum of arsenic oxid ( $\text{As}_2\text{O}_5$ ).

3d. If it contains arsenic in water-soluble forms equivalent to more than seventy-five one hundredths per centum of arsenic oxid ( $\text{As}_2\text{O}_5$ ).

4th. If any substances have been mixed with it so as to reduce or injuriously affect its quality or strength: *provided, however*, that extra water may be added to lead arsenate paste if the resulting mixture is labeled lead arsenate and water, the percentage of extra water being plainly and correctly stated on the label.

In case of lead arsenate powder:

1st. If it contains total arsenic equivalent to less than twenty-five per centum of arsenic oxid ( $\text{As}_2\text{O}_5$ ).

2d. If it contains arsenic in water-soluble forms equivalent to more than one and one-half per centum of arsenic oxid ( $\text{As}_2\text{O}_5$ ).

3d. If any substances have been mixed with it so as to reduce or injuriously affect its quality or strength.

In the case of fungicides or insecticides, other than Paris green and lead arsenate:

1st. If its strength or purity fall below the professed standard or quality under which it was sold.

2d. If any substance has been substituted wholly or in part for the article.

3d. If any valuable constituent of the article has been wholly or in part abstracted.

SECT. 7. For the purposes of this act any brand of

fungicide or insecticide shall be deemed to be misbranded:

1st. If it be an imitation or offered for sale under the name of another article.

2d. If it be labelled or branded so as to deceive or mislead the purchaser, or if the contents of the package as originally put up shall have been removed in whole or in part and other contents shall have been placed in such package.

3d. If the name of the article and the weight or measure are not plainly and correctly stated on the outside of the package.

In the case of fungicides and insecticides, other than Paris green and lead arsenate:

1st. If it contains arsenic in any of its combinations or in the elemental form and the total amount of arsenic present (expressed as per centum of metallic arsenic) is not stated on the label.

2d. If it contains arsenic in any of its combinations or in the elemental form and the amount of arsenic in water-soluble forms (expressed as per centum of metallic arsenic) is not stated on the label.

3d. If it consists partially or completely of an inert substance or substances which do not prevent, destroy, repel, or mitigate insects or fungi, and does not have the names and per centum amounts of each and every one of such inert ingredients plainly and correctly stated on the label: *Provided, however,* that in lieu of naming and stating the per centum amount of each and every inert ingredient the producer may at his discretion state plainly upon the label the correct names and per centum amounts of each and every ingredient of the fungicide or insecticide having fungicidal or insecticidal properties, and make no mention of the inert ingredients, except in so far as to state to the total per centum of inert ingredients present.

SECT. 8. This act shall take effect September first, 1915.

The report was accepted.

The reading of the amendment having been commenced, on motion of Senator Woodbury, its further reading was dispensed with.

The amendment was adopted and the bill, as amended, ordered to a third reading this afternoon at two o'clock.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 526, An act in amendment of chapter 133 of the Laws of 1911, entitled "An act repealing chapter 86 of the Laws of 1905 and chapter 154 of the Laws of 1909 and enacting a motor vehicle law, as amended by chapter 81 and chapter 171 of the Laws of 1913," having considered the same, reported the same with the following amendments and recommended its passage:

Amend the ninth paragraph of section 1 by striking out the words "and motor vehicles owned and operated by the state or by any county, city or town," so that said paragraph as amended shall read as follows: "Motor vehicles shall include automobiles, motor cycles, and all other vehicles used upon highways, propelled by power other than muscular power, except railroad and railway cars and motor vehicles running only upon rails or tracks."

Amend section 8 by adding thereto the following paragraph:

"Motor vehicles owned and operated by the state, or by any county, city or town, shall be exempt from registration fees but shall be registered as any other motor vehicles are registered."

Amend section 10 by striking out said section and substituting therefor the following:

"SECT. 10. Sections 1, 2, 3, 4, 5, 7, 8 and 9 of this act shall take effect on May 1, 1915, and section 6 shall take effect January 1, 1916."

The report was accepted, amendments adopted and the bill, as amended, ordered to a third reading this afternoon at two o'clock.

#### NEW BILL.

Senator Martin, for the Committee on the Judiciary reported a bill with the following title and recommended its passage:

Senate Bill No. 72, An act regulating the taxation of automobiles and motor vehicles.



The report was accepted, the bill read a first and second time and laid upon the table to be printed.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL NO. 32.

The committee of conference, upon a non-concurrence of the House of Representatives in the adoption of the Senate amendments to House Bill No. 32, An act in amendment of section 10, chapter 78, Laws of 1897, relating to ballots for use at biennial elections, recommend that the Senate recede from its action in adoption and that the following amendment be adopted by the Senate and the House:

Amend the sixth paragraph of section 1 of said bill by adding at the end thereof the following:

"In case a voter desires to vote for a candidate whose name is not printed under the circle in which he has marked, he shall erase or cancel the name of the candidate in such column for whom he refuses to vote, and may vote for the candidate of his choice by marking a cross (X) in the square opposite the name of such candidate, or by writing in the name of the person for whom he desires to vote in the right-hand column prepared for the purpose. In such case the vote so marked in the square, or so inserted in the right-hand column, shall be counted, and such ballot shall not be counted for the candidate for the same office whose name is erased. Unless cancelled or erased, all names in the party columns under the circle marked by the voter shall be counted to the exclusion of all others. One mark in the square opposite the names of candidates for electors of president and vice-president shall be counted as a vote for each. *Provided, however,* that a voter may omit to mark in any circle, and may vote for one or more candidates by marking a cross (X) in the square opposite the names, or he may insert the names of the candidates of his choice in the blank or right-hand column, and such votes shall be counted," so that said paragraph as amended shall read as follows:

"In the last or right-hand column of each ballot there shall be no circle or device, but there shall be printed in

the regular order the political designation of each office, as 'For governor,' 'For senator' and the like, and beneath each designation there shall be left as many blank lines as there are persons to be elected to such office. Above each column or list of candidates shall be printed in large, plain letters the name of the political party by which the candidates in such column or list were nominated. Above the party designation shall be printed a circle not less than three-fourths of an inch in diameter, and such circle shall be surrounded by the following words printed in plain letters: 'For a straight ticket make a cross (X) within this circle.' In case a voter desires to vote for a candidate whose name is not printed under the circle in which he has marked, he shall erase or cancel the name of the candidate in such column for whom he refuses to vote, and may vote for the candidate of his choice by marking a cross (X) in the square opposite the name of such candidate, or by writing in the name of the person for whom he desires to vote in the right-hand column prepared for the purpose. In such case the vote so marked in the square, or so inserted in the right-hand column, shall be counted, and such ballot shall not be counted for the candidate for the same office whose name is erased. Unless cancelled or erased, all names in the party columns under the circle marked by the voter shall be counted to the exclusion of all others. One mark in the square opposite the names of candidates for electors of president and vice-president shall be counted as a vote for each. *Provided, however,* that a voter may omit to mark in any circle, and may vote for one or more candidates by marking a cross (X) in the square opposite the names, or he may insert the names of the candidates of his choice in the blank or right-hand column, and such votes shall be counted."

EZRA M. SMITH,

N. E. MARTIN,

*Senate Conferees.*

B. W. COUCH,

BERTRAM BLAISDELL,

J. G. M. GLESSNER,

*House Conferees.*

The report was accepted, and, on motion of Senator Martin, the Senate voted to recede from its amendment to the foregoing bill.

On motion of the same senator, the Senate voted to adopt the amendment reported by the committee of conference.

The following message was received from the House of Representatives by its clerk:

HOUSE MESSAGE.

A message was received from the House of Representatives announcing its adoption of the amendment reported by the committee of conference on House Bill No. 32, An act in amendment of section 10, chapter 78, Laws of 1897, relating to ballots for use at biennial elections.

HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has passed bills with the following titles, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 173, An act to amend the charter of the city of Berlin.

House Bill No. 200, An act in relation to the investments of savings banks.

The message also announced that the House of Representatives has concurred with the Honorable Senate in the passage of the following bills:

Senate Bill No. 17, An act in relation to the deposit of public funds in banks.

Senate Bill No. 67, An act to establish a village improvement precinct in North Conway.

House Bill No. 134 (In Senate new draft), An act in amendment of section 6, chapter 155, Laws of 1913, relating to the clearing of lumber slash along highways.

The message further announced that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following bill:

House Bill No. 201, An act in amendment of chapter



164 of the Laws of 1911, as amended by chapter 145 of the Laws of 1913, relating to the public service commission.

The message further announced that the House of Representatives has passed the following concurrent resolution, in the passage of which it asks the concurrence of the Honorable Senate:

*Resolved, by the House of Representatives the Senate concurring:*

That, In recognition of consideration and kindnesses extended to those members who participated in the Civil War, the aforesaid appear in uniform on April 6th and until the close of the session of the New Hampshire legislature of 1915.

On motion of Senator Cain, the Senate voted to concur with the House of Representatives in the foregoing resolution.

READ AND REFERRED.

The following entitled bill sent up from the House of Representatives was read a first and second time and referred to the Committee on Banks:

House Bill No. 200, An act in relation to the investments of savings banks.

On motion of Senator Cain, the rules were so far suspended that the following entitled bill sent up from the House of Representatives was read a first and second time by title and referred to the Committee on the Judiciary:

House Bill No. 173, An act to amend the charter of the city of Berlin.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL NO. 474.

The committee of conference on the non-concurrence of the House of Representatives with the Senate in the adoption of the Senate amendments to House Bill No. 474, An act in amendment of section 1, chapter 14, Laws of 1913, of the Public Statutes, relating to highway agents, recom-

mend that the House concur in the amendments adopted by the Honorable Senate.

A. J. LUCIER,  
W. E. KINNEY,  
*Senate Conferees.*

H. F. HOYT,  
T. M. DILLINGHAM,  
GEO. H. DUNCAN,  
*House Conferees.*

The report was accepted.

#### SPECIAL ORDER.

Senator Cain called for the special order, it being House Bill No. 544, An act in amendment of chapter 98, Laws of 1901, relating to the planting and protection of shade trees along highways.

The question being stated,  
Shall the bill pass?

On motion of Senator Cain, the rules were so far suspended that the Senate voted to reconsider the vote whereby the bill was ordered to a third reading.

The bill being on its second reading, on motion of Senator Cain, the bill was recommitted to the Committee on Forestry.

On motion of Senator Smith, the Senate voted that the rules be so far suspended that all business in order for two o'clock this afternoon be in order at the present time.

#### THIRD READINGS.

Agreeably to the foregoing motion, on motion of Senator Cain, the rules were further suspended and the following bills were read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendments:

House Bill No. 193, An act relating to expenses of county solicitors while in the discharge of official duties.

House Bill No. 552, An act to regulate the sale and to

standardize the strength and purity of fungicides and insecticides.

House Bill No. 526, An act in amendment of chapter 133 of the Laws of 1911, entitled "An act repealing chapter 86 of the Laws of 1905 and chapter 154 of the Laws of 1909, and enacting a motor vehicle law," as amended by chapter 81 and chapter 171 of the Laws of 1913.

Agreeably to the foregoing motion, on motion of Senator Cain, the rules were further suspended and the following bill was read a third time by title, passed and sent to the House of Representatives for concurrence:

Senate Bill No. 71, An act to regulate the marriage of mental defectives.

Agreeably to the foregoing motion, on motion of Senator Cain, the rules were further suspended and the following entitled bills were read a third time by title and passed:

House Bill No. 489, An act in amendment of section 2, chapter 51 of the Public Statutes, relating to public cemeteries and parks.

House Bill No. 522, An act in amendment of the charter of the city of Manchester, relating to the powers and duties of the mayor.

House Bill No. 556, An act in amendment of subdivision VII of section 10, chapter 50 of Public Statutes, and of section 9 of chapter 43 of Public Statutes, relating to powers of city councils and to the duties of town officers.

House Bill No. 558, An act for the relief of the needy blind.

House Bill No. 559, An act in amendment of chapter 74 of the Session Laws of 1909, entitled "An act for the protection of ice in certain cases."

House Bill No. 565, An act to authorize the town of Dublin to protect sources of water supply and construct water works.

House Bill No. 567, An act in amendment of section 3, chapter 125 of the Laws of 1907, relating to the trial of dependent, neglected and delinquent children.

Agreeably to the foregoing motion, the following entitled bill was read a third time:



House Bill No. 305, An act creating a board of excise commissioners.

On motion of Senator Musgrove, the rules were so far suspended that the Senate voted to reconsider the vote whereby the bill was ordered to a third reading.

The bill being on its second reading, on motion of the same senator, the bill was committed to the Committee on Finance.

On motion of Senator Perkins, the Senate adjourned.

## AFTERNOON.

### INTRODUCTION OF A COMMITTEE REPORT.

On motion of Senator Varney, the rules were so far suspended as to allow the introduction of a committee report.

### COMMITTEE REPORT.

Senator Varney, for the Committee on Finance, to whom was referred House Bill No. 305, An act creating a board of excise commissioners, having considered the same reported the same without amendment and recommended its passage.

The report was accepted.

Senator Musgrove moved that the bill be indefinitely postponed.

(Discussion ensued.)

The question being stated,

Shall the bill be indefinitely postponed?

Senator Crossman demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:

Senators Crossman, Musgrove, Smith, Lucier, Martin, Kenney.

The following named senators voted in the negative:

Senators Bailey, Woodbury, Shirley, Clark, Kinney, Danforth, Cain, Howard, Weeks, Wagner, Marcotte, Varney, Mathes, Whiting, Perkins.

Six senators having voted in the affirmative and fifteen senators having voted in the negative, the negative prevailed and the motion was declared lost.

The bill was ordered to a third reading next Tuesday at 11 o'clock.

On motion of Senator Varney, the rules were so far suspended that the bill was read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendments.

#### INTRODUCTION OF A BILL.

Senator Varney, under a suspension of the rules, sixteen senators having actually voted in favor thereof, introduced the following bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on Forestry:

Senate Bill No. 73, An act to promote the growing of timber.

#### BILL ENGROSSED.

The following report of the Committee on Engrossed Bills was read and accepted:

The committee have examined and found correctly engrossed the following bill:

House Bill No. 431, An act relating to the taxation of savings bank deposits:

W. E. KINNEY,  
*For the Committee.*

On motion of Senator Shirley, the following resolution was adopted:

*Resolved*, That when the Senate adjourns this afternoon, it adjourn to meet tomorrow morning at 9.30 o'clock, and when it adjourns Friday morning it be to meet Monday evening at 7.30 o'clock.

On motion of Senator Lucier, the Senate adjourned.

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FRIDAY, APRIL 2, 1915.

The Senate met according to adjournment.

Senator Danforth, having assumed the chair, read the following communication:

MANCHESTER, N. H., April 2, 1915.

*Senator Danforth:*

Please preside for me at today's session of the New Hampshire Senate, and oblige,

GEORGE I. HASELTON,  
*President.*

The reading of the journal having been commenced, on motion of Senator Musgrove, the rules were so far suspended that its further reading was dispensed with.

On motion of Senator Martin, the Senate adjourned.

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MONDAY, APRIL 5, 1915.

The Senate met according to adjournment.

Senator Varney, having assumed the chair, read the following communication:

MANCHESTER, N. H., April 5, 1915.

*Senator Varney:*

Please preside for me at tonight's session of the New Hampshire Senate, and oblige,

GEORGE I. HASELTON,  
*President.*

The journal was read and approved.

On motion of Senator Danforth, the Senate adjourned.



TUESDAY, APRIL 6, 1915.

The Senate met according to adjournment.

The journal was read and approved.

COMMITTEE REPORTS.

Senator Mathes, for the Committee on Labor, to whom was referred House Bill No. 240, An act in amendment of chapter 156 of the Session Laws of 1913, relating to the hours of labor for women, having considered the same, reported the same with the following amendment and recommended its passage:

Amend the bill by striking out all of section 1 and inserting in place thereof the following:

SECTION 1. Section 1 of chapter 156 of the Laws of 1913 is hereby amended by inserting after the word "minor" in the first line of said section the words "under eighteen years of age"; and by striking out the words "one night" and inserting in place thereof the words "two nights," so that said section as amended shall read as follows:

"SECTION 1. No female and no minor under eighteen years of age shall be employed or be permitted to work in any manufacturing, mechanical or mercantile establishment, laundry, or restaurant, or confectionery store, or by any express or transportation company, in this state, more than ten and one-quarter hours during any one day or more than fifty-five hours in any one week. The hours may be so arranged as to permit the employment of females at any time, but they shall not work more than ten and one-quarter hours during the twenty-four hours of any one day, nor more than fifty-five hours during one week. If, however, any part of a female's daily employment is performed between the hours of eight o'clock p. m. and six o'clock a. m. of the following day, all the employment shall be considered night work, and no such female so employed at night work shall be employed or permitted to work thereat more than eight hours in any twenty-four hours nor more than forty-eight hours during the week. If any such female is employed not

more than two nights in the week (after eight o'clock as herein provided) then such female may be permitted to work fifty-five hours in any such week. *Provided*, that at least one hour for dinner be allowed each female during her working period, but no part of such hour shall be considered as a part of the permitted period of daily employment."

Also amend the bill by adding thereto the following new sections numbered 2 and 3, and by renumbering section 2 as section 4:

"SECT. 2. The provisions of section 1 of chapter 156 of the Laws of 1913, as amended by this act, shall not apply to the mercantile establishments of the state for the period of seven days immediately preceding Christmas day in each year, but the total number of hours of labor for any regular employee or minor under eighteen years of age shall not exceed fifty-five hours per week for the full year. In the case of time lost through accident in any manufacturing establishment sufficient time outside the regular daily working hours may be worked by any female or minor under eighteen years of age to make up the time lost through such accident, *provided* the hours of actual labor shall not exceed ten and one-fourth hours in any one day.

"SECT. 3. Any café or eating establishment conducted or operated on the European plan, so called, in connection with or as a part of any hotel in this state shall be deemed to be a restaurant within the meaning of section 1 of chapter 156 of the Laws of 1913, as amended by this act."

The report was accepted.

On motion of Senator Kenney, the bill with amendment, was recommitted to the Committee on Labor.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 331, An act relating to the issue of securities by public utilities, having considered the same, reported the same with the following amendment and recommended its passage:

Amend section 3 by striking out all after the figures "1913" in the fourth line of the printed bill and inserting

instead thereof the following: "except in so far as said sections may be inconsistent with this act," so that said section as amended shall read:

"SECT. 3. This act shall not be construed to affect the provisions of section 14 of chapter 164 of the Laws of 1911, as amended by sections 14 and 15 of chapter 145 of the Laws of 1913 except in so far as said sections may be inconsistent with this act."

The report was accepted, amendment adopted and the bill, as amended, ordered to a third reading this afternoon at two o'clock.

Senator Crossman, for the Committee on Public Health, to whom was referred House Bill No. 410, An act providing for the practice of medicine, having considered the same, reported the same with the following amendments and recommended its passage:

Amend section 4 by striking out the words "but not more than two of said board shall be of the same school of medicine," so that said section as amended shall read as follows:

"SECT. 4. Said board shall be appointed by the governor, with the advice and consent of the council, not earlier than sixty days after the passage of this act. The governor and council may remove any member of the board for misconduct, incapacity, neglect of duty, or other sufficient cause."

Amend section 17 by striking out the word "chiropractic," so that said section as amended shall read as follows:

"SECT. 17. This act shall not be construed to affect anyone while actually serving on the resident medical staff of any legally incorporated hospital, or any legally qualified physician in other states or countries meeting regularly registered physicians in this state in consultation; or any physician residing on the border of a neighboring state and duly authorized under the laws thereof to practice medicine therein, whose practice extends into this state, and who does not open an office or appoint a place to meet patients or to receive calls within this state; or to regular or family physicians of persons not residents of this state, when



called to attend them during a temporary stay in the state, *provided* such family physicians are legally registered in some state; or chiropody, or to simple treatments such as massage, or baths; or to nurses in their legitimate occupations; or to cases of emergency; or to the administration of ordinary household remedies; or to the advertising or sale of patent medicines. *Provided, however*, that this act shall not be construed so as to interfere in any way with the practice of those who endeavor to prevent or cure disease or suffering by spiritual means or prayer. Nothing in this act shall be so construed as to abridge the rights of any class of persons to whom authority is given by any other statute to perform any acts which might be deemed the practice of medicine."

Amend section 20 by inserting after the words "ten dollars," the words "and shall be required to take examinations only in surgery and clinical medicine," so that said section as amended shall read as follows:

"SECT. 20. Any person who complies with the requirements of the preceding section shall be admitted to any future regular examination by the board for full license upon the payment of an additional fee of ten dollars, and shall be required to take examinations only in surgery and clinical medicine; and it is further provided that any person who is graduated previous to July, 1915, from a regular osteopathic school requiring a full three year course shall be admitted to the examination upon the payment of the stipulated fee."

The report was accepted, amendment adopted and the bill, as amended, ordered to a third reading this afternoon at two o'clock.

On motion of Senator Danforth, the rules were so far suspended that the bill was read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendments.

Senator Musgrove, for the Committee on Education, to whom was referred House Bill No. 539, An act in amendment of section 6 of chapter 96 of the Session Laws of 1901,

relating to high schools and academies, as amended by chapter 90 of the Session Laws of 1905, having considered the same, reported the same with the following amendments and recommended its passage:

Amend said bill by striking out all after the enacting clause and substitute in place thereof the following:

SECTION 1. Section 6 of chapter 96 of the Session Laws of 1901, as amended by chapter 90 of the Session Laws of 1905, is hereby amended by adding the following:

*"Provided, however,* that the board of education may upon application in writing and hearing assign any child in such district to another high school or academy other than that with which such contract shall be made, and the district in which the child with parent or guardian resides shall be liable to the academy or high school to which such child is assigned for tuition of such child, as provided by chapter 96 of the Session Laws of 1901 and amendments thereto; and

*"Provided, further,* that the person making application to the board of education as provided in this act may, whenever such application is denied, refer the matter to the state superintendent of public instruction for review and final decision," so that said section as amended shall read:

"SECT. 6. Any school district may make contracts with any academies or high schools or other literary institutions located in the state for furnishing instruction to its scholars; and such school district may raise and appropriate money to carry into effect any contracts in relation thereto. Every such academy or high school or literary institution shall then be deemed a high school maintained by such district, if approved by the superintendent of public instruction in accordance with section 4 of this act.

*"Provided, however,* that the board of education may upon application in writing and hearing assign any child in such district to another high school or academy other than that with which such contract shall be made, and the district in which the child with parent or guardian resides shall be liable to the academy or high school to which such child

is assigned for tuition of such child, as provided by chapter 96 of the Session Laws of 1901 and amendments thereto; and

*"Provided, further, that the person making application to the board of education as provided in this act may, whenever such application is denied, refer the matter to the state superintendent of public instruction for review and final decision."*

SECT. 2. All acts and parts of acts inconsistent with this act are hereby repealed, and this act shall take effect upon its passage.

The report was accepted, and the bill, as amended, ordered to a third reading this afternoon at two o'clock.

On motion of Senator Musgrove, the rules were so far suspended that the bill was read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendments.

Senator Varney, for the Committee on Finance, to whom was referred House Joint Resolution No. 15, Joint resolution in favor of repairing the Pinkham Woods road in the town of Randolph and Martin's Location;

House Joint Resolution No. 37, Joint resolution in favor of permanent improvement of the state highway leading from Little Diamond pond to Big Diamond pond in the town of Stewartstown;

House Joint Resolution No. 72, Joint resolution in favor of the construction of a permanent highway leading from Pontook Falls in Dummer through West Milan to Stark, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the joint resolutions severally ordered to a third reading this afternoon at two o'clock.

The following report of the Committee on Engrossed Bills was read and accepted:

#### BILLS ENGROSSED.

The committee have examined and found correctly engrossed the following bills and joint resolutions:



House Bill No. 561, An act in amendment of chapter 68, Laws of 1911, in relation to proceedings against and the liquidation of institutions under the supervision of the bank commissioners.

House Bill No. 563, An act to exempt from taxation certain property situated in the town of Wolfeboro, known as the Libby Museum, and contents.

House Bill No. 565, An act to authorize the town of Dublin to protect sources of water supply and construct water works.

House Bill No. 567, An act in amendment of section 3, chapter 125, Laws of 1907, relating to the trial of dependent, neglected and delinquent children.

House Bill No. 571, An act to permit the town of Winchester to raise money for the care and repair of the citizens' clock.

House Bill No. 574, An act to authorize the town of Salem to contract with the town of Methuen for a water supply.

House Joint Resolution No. 7, Joint resolution for taking over certain lands in the town of Conway.

House Joint Resolution No. 61, Joint resolution in favor of Harry H. Meloon.

House Joint Resolution No. 73, Joint resolution appropriating money for the completion of the dormitory of the Keene Normal School.

House Joint Resolution No. 76, Joint resolution appropriating money for the repair of the road leading from Orford bridge to Baker's pond in the town of Orford.

House Joint Resolution No. 115, Joint resolution in favor of Lesette Graupner, mother of Ernest B. Graupner, deceased.

Senate Bill No. 17, An act in relation to deposit of public funds in banks.

Senate Bill No. 48, An act in amendment of section 5, chapter 82, Laws of 1913, entitled "An act for the assessment and collection of poll taxes, and in amendment of chapters 55 and 59 of the Public Statutes," and of sections 8 and 9, chapter 60 of the Public Statutes.

Senate Bill No. 49, An act in amendment of an act entitled "An act to incorporate Laconia Lodge, No. 876, of the Benevolent and Protective Order of Elks," passed at the session of the legislature in 1915.

Senate Bill No. 64, An act in amendment of section 49, chapter 43 of the Public Statutes, relative to choice and duties of town officers.

Senate Bill No. 66, An act in amendment of section 2, chapter 165, Laws of 1913, entitled "An act abolishing the board of fish and game commissioners, and creating the office of fish and game commissioner."

House Bill No. 52, An act to amend chapter 8 of the Public Statutes, relating to the state and other public libraries.

House Bill No. 211, An act to establish a state highway department.

House Bill No. 47, An act relating to the appointment of police commissioners for certain cities and town in said state.

House Bill No. 65, An act relative to anti-toxin.

House Bill No. 134, An act in amendment of section 6, chapter 155, Laws of 1913, relating to the clearing of lumber slash along highways.

House Bill No. 201, An act in amendment of chapter 164, Laws of 1911, as amended by chapter 145, Laws of 1913, relating to the public service commission.

House Bill No. 215, An act establishing and changing the present location of the Rockingham road connecting the Merrimack Valley road with the Massachusetts highway at the Massachusetts State line at Salem, N. H.

House Bill No. 235, An act to amend section 5, chapter 224, Laws of 1903, and to repeal chapter 421, Laws of 1913, establishing a village district in the town of Lisbon.

House Bill No. 305, An act creating a board of excise commissioners.

House Bill No. 307, An act in amendment of chapter 40, Laws of 1905, as amended by chapter 68, Laws of 1907, and chapter 42, Laws of 1911, relating to a tax on legacies and successions.

House Bill No. 489, An act in amendment of section 2, chapter 51 of the Public Statutes, relating to public cemeteries and parks.

House Bill No. 522, An act in amendment of the charter of the city of Manchester, relating to the powers and duties of the mayor.

House Bill No. 534, An act to provide for completing a dormitory at the Plymouth Normal School.

House Bill No. 540, An act to incorporate the Lower Bartlett and Intervale Water company.

House Bill No. 542, An act to establish a system of cross-state highways.

House Bill No. 548, An act to authorize the city of Nashua to issue bonds.

House Bill No. 556, An act in amendment of subdivision VII of section 10, chapter 50 of the Public Statutes, relating to powers of city councils, and of section 9, chapter 43 of the Public Statutes, relating to duties of town officers.

House Bill No. 558, An act for the relief of the needy blind.

House Bill No. 559, An act in amendment of chapter 74, Laws of 1909, entitled "An act for the protection of ice in certain cases."

House Bill No. 560, An act relating to cemeteries in the town of Rollinsford.

W. E. KINNEY,  
*For the Committee.*

#### NEW BILLS.

Senator Cain, for the Committee on the Judiciary, reported a bill with the following title and recommended its passage:

Senate Bill No. 74, An act creating the office of commissioner of motor vehicles.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Finance under the rules.

Senator Cain, for the Committee on the Judiciary, re-



ported a bill with the following title and recommended its passage:

Senate Bill No. 75, An act to establish a village improvement precinct in Danbury.

The report was accepted.

On motion of Senator Cain, the rules were so far suspended that the bill was read a first and second time by title and laid upon the table to be printed.

On motion of Senator Cain, the rules were further suspended, the printing of the bill dispensed with and the bill read a third time by title, passed and sent to the House of Representatives for concurrence.

#### BILL FORWARDED.

The following entitled Senate bill, having been printed, was taken from the table,

Senate Bill No. 72, An act regulating the taxation of automobiles and motor vehicles.

On motion of Senator Cain, the bill was laid upon the table and made a special order for this afternoon at 2.01 o'clock.

The following message was received from the House of Representatives by its clerk:

#### HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has passed bills with the following titles, and joint resolutions in the passage of which it asks the concurrence of the Honorable Senate:

House Joint Resolution No. 3, Joint resolution for the treatment of persons afflicted with tuberculosis, particularly in the advanced stages.

House Joint Resolution No. 70, Joint resolution appropriating money to aid agricultural fairs.

House Joint Resolution No. 83, Joint resolution in favor of appropriating three hundred dollars for the representation of New Hampshire grown fruit at the New England Fruit Show.

House Joint Resolution No. 104, Joint resolution in favor of Frank A. McDonnell of Franklin.

House Joint Resolution No. 112, Joint resolution appropriating money to encourage the sheep industry in New Hampshire.

House Joint Resolution No. 117, Joint resolution to provide additional accommodations at the New Hampshire State Hospital.

House Joint Resolution No. 119, Joint resolution to make available certain highway money.

House Joint Resolution No. 120, Joint resolution in favor of John N. Haines and others.

House Bill No. 36, An act to revise and amend the fish and game laws.

House Bill No. 469, An act in amendment of chapter 113 of the Public Statutes, relating to diseases of domestic animals.

House Bill No. 572, An act authorizing the attorney-general to have payment made by the county treasurers of expenses incurred in connection with the prosecution of offenders against the prohibitory laws of this state.

House Bill No. 573, An act in amendment of chapter 128, Laws of 1909, as amended by chapter 166, Laws of 1911, entitled "An act to improve the state system of forest protection."

House Bill No. 581, An act legalizing the town meeting of the town of Bradford held March 9, 1915.

House Bill No. 583, An act to provide for filling vacancies in the office of secretary of state.

House Bill No. 393, An act in amendment of chapter 163 of the Laws of 1913, relating to the department of agriculture.

House Bill No. 208, An act for the reforestation of waste and cut-over land.

House Bill No. 125, An act establishing a standard of weights and measures.

House Bill No. 547, An act licensing hawkers and peddlers

of foreign and domestic fruits and vegetables in the city of Manchester.

House Bill No. 586, An act to legalize the town meeting of the town of Carroll held March 9, 1915, and for other purposes.

House Bill No. 587, An act in amendment of chapter 269 of the Laws of 1891, as amended by chapter 162 of the Laws of 1893, entitled "An act to authorize the Goffstown fire precinct to establish water works."

House Joint Resolution No. 121, Joint resolution appropriating money for the New Hampshire College of Agriculture and the Mechanic Arts and for the erection of buildings and other purposes.

House Joint Resolution No. 122, Joint resolution to provide for certain deficiencies for the year ending August 31, 1915.

House Bill No. 557, An act to provide for dependent mothers.

The message further announced that the House of Representatives concurs with the Honorable Senate in the passage of the following entitled bill, with amendment, in the passage of which amendment the House asks the concurrence of the Honorable Senate:

Senate Bill No. 23, An act in amendment of chapter 215 of the Session Laws of 1891, entitled "An act to incorporate the Manchester Safety Deposit and Trust company."

Amend section 1 by striking out the whole of said section and inserting in place thereof the following:

SECTION 1. Section 2 of chapter 215 of the Session Laws of 1891 is hereby amended by inserting after the words "for safe-keeping" in the third line of said section the following words, "all funds being subject to check, except in its savings department," so that said section as amended will read as follows:

"SECT. 2. Said corporation is authorized and empowered to receive on deposit money, bonds, securities, and other personal property of every kind for safe-keeping, all funds being subject to check, except in its savings department, to



collect and disburse the income and principal of said property when due, to advance and loan money or credits on personal or real securities, and to sell and dispose of the securities held by it; to act as trustee and mortgagee, or otherwise, or as receiver or agent for any person, firm, or corporation, public or private; to issue, register, and countersign certificates of stock, bonds or other evidences of indebtedness, and to receive and make payments on account of the same."

On motion of Senator Wagner, the Senate voted to concur with the House of Representatives in the foregoing amendment.

The message further announced that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following bills:

House Bill No. 52, An act to amend chapter 8 of the Public Statutes, relating to the state and other public libraries.

House Bill No. 509, An act to provide for the incorporation and management of trust companies and similar corporations.

House Bill No. 211, An act to establish a state highway department.

House Bill No. 305, An act creating a board of excise commissioners.

#### READ AND REFERRED.

On motion of Senator Cain, the rules were so far suspended that the following entitled bills sent up from the House of Representatives were severally read a first and second time by title and referred:

To the Committee on Fisheries and Game,

House Bill No. 36, An act to revise and amend the fish and game laws.

To the Committee on the Judiciary,

House Bill No. 547, An act licensing hawkers and peddlers of foreign and domestic fruits and vegetables in the city of Manchester.

House Bill No. 125, An act establishing a standard of weights and measures.

House Bill No. 581, An act legalizing the town meeting of the town of Bradford held March 9, 1915.

House Bill No. 583, An act to provide for filling vacancies in the office of secretary of state.

House Bill No. 587, An act in amendment of chapter 269 of the Laws of 1891, as amended by chapter 162 of the Laws of 1893, entitled "An act to authorize the Goffstown fire precinct to establish water works."

House Bill No. 586, An act to legalize the town meeting of the town of Carroll held March 9, 1915, and for other purposes.

On motion of Senator Cain, the rules were so far suspended that reference to the committee was dispensed with and the last named bill was read a third time by title and passed.

To the Committee on Forestry,

House Bill No. 573, An act in amendment of chapter 128, Laws of 1909, as amended by chapter 166, Laws of 1911, entitled "An act to improve the state system of forest protection."

To the Committee on Agriculture,

House Bill No. 393, An act in amendment of chapter 163 of the Laws of 1913, relating to the department of agriculture.

House Bill No. 208, An act for the reforestation of waste and cut-over lands.

House Bill No. 469, An act in amendment of chapter 113 of the Public Statutes, relating to diseases of domestic animals.

To the Committee on Revision of the Laws,

House Bill No. 557, An act to provide for dependent mothers.

House Bill No. 572, An act authorizing the attorney-general to have payment made by the county treasurers of expenses incurred in connection with the prosecution of offenders against the prohibitory laws of the state.

On motion of Senator Wagner, the last named bill was laid upon the table to be printed and then referred to the Committee on Revision of the Laws.

The following joint resolutions sent up from the House of Representatives were severally read a first and second time and referred:

To the Committee on Agriculture,

House Joint Resolution No. 83, Joint resolution in favor of appropriating three hundred dollars for the representation of New Hampshire grown fruit at the New England Fruit Show.

House Joint Resolution No. 70, Joint resolution appropriating money to aid agricultural fairs.

House Joint Resolution No. 112, Joint resolution appropriating money to encourage the sheep industry in New Hampshire.

To the Committee on Finance,

House Joint Resolution No. 121, Joint resolution appropriating money for the New Hampshire College of Agriculture and the Mechanic Arts, and for the erection of buildings and other purposes.

House Joint Resolution No. 122, Joint resolution to provide for certain deficiencies for the year ending August 31, 1915.

House Joint Resolution No. 104, Joint resolution in favor of Frank A. McDonnell of Franklin.

House Joint Resolution No. 119, Joint resolution to make available certain highway money.

To the Committee on Public Health,

House Joint Resolution No. 3, Joint resolution for the treatment of persons afflicted with tuberculosis, particularly in the advanced stage.

To the Committee on State Hospital,

House Joint Resolution No. 117, Joint resolution to provide additional accommodations at the New Hampshire State Hospital.

To the Committee on Finance,



House Joint Resolution No. 120, Joint resolution in favor of John N. Haines and others.

On motion of Senator Varney, the rules were so far suspended that reference to the committee was dispensed with and the joint resolution was read a third time and passed.

SPECIAL ORDER.

Senator Marcotte called for the special order, it being House Bill No. 521, An act in amendment of chapter 359 of the Session Laws of 1911, entitled "An act to establish a board of public works in the city of Manchester."

The bill was taken from the table.

The question being stated,

Shall the resolution of the committee, that it is inexpedient to legislate, be adopted?

On motion of Senator Marcotte, the bill was recommitted to the Committee on the Judiciary.

INTRODUCTION OF A COMMITTEE REPORT.

Senator Kinney, under a suspension of the rules, introduced the following committee report:

Senator Kinney, for the Committee on Revision of the Laws, to whom was referred House Bill No. 170, An act to prevent the increase of drunkenness in no-license cities and towns, having considered the same, reported the same with the following amendment and recommended its passage:

Amend section 2, as amended, by striking out all of said amended section and by substituting therefor the following:

"SECT. 2. If any person shall be convicted of a violation of section 1 of this act, he shall be punished by a fine of not more than ten dollars, and imprisonment in the house of correction for not less than thirty days nor more than ninety days for each offense; but the court may suspend the whole or any part of the penalty thus imposed, upon such conditions as it may determine."

The report was accepted.

The question being stated,

Shall the amendment be adopted?

Senator Wagner moved that the bill be laid upon the table.

Senator Woodbury moved to amend the motion so that the bill be laid upon the table and made a special order for next Wednesday at 11.05 o'clock.

The President ruled that the motion was not in order under Rule 9.

The question being stated,

Shall the bill be laid upon the table?

The affirmative prevailed on a *viva voce* vote, and the bill was laid upon the table.

On motion of Senator Kenney, the Senate adjourned.

## AFTERNOON.

### THIRD READINGS.

The following joint resolutions were severally read a third time and passed.

House Joint Resolution No. 15, Joint resolution in favor of repairing the Pinkham Woods road in the town of Randolph and Martin's Location.

House Joint Resolution No. 37, Joint resolution in favor of permanent improvement of the state highway leading from Little Diamond pond to Big Diamond pond in the town of Stewartstown.

House Joint Resolution No. 72, Joint resolution in favor of the construction of a permanent highway leading from Pontook Falls in Dummer through West Milan to Stark.

On motion of Senator Cain, the rules were so far suspended that the following entitled bill was read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendments.

House Bill No. 331, An act relating to the issue of securities by public utilities.

## SPECIAL ORDER.

Senator Cain called for the special order, it being Senate Bill No. 72, An act regulating the taxation of automobiles and motor vehicles.

The question being,

Shall the bill be read a third time?

On motion of Senator Cain, the bill was recommitted to the Committee on the Judiciary.

On motion of Senator Whiting, the Senate adjourned.

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WEDNESDAY, APRIL 7, 1915.

The Senate met according to adjournment.

The reading of the journal having been commenced, on motion of Senator Woodbury, the rules were so far suspended that its further reading was dispensed with.

## COMMITTEE REPORTS.

Senator Varney, for the Committee on Finance, to whom was referred House Joint Resolution No. 5, Joint resolution for the repair of Lost River road in the town of Woodstock;

House Joint Resolution No. 25, Joint resolution to provide additional accommodations at the School for Feeble-Minded Children;

House Joint Resolution No. 49, Joint resolution for the completion of the state highway in the town of Wakefield leading from East Wakefield to the state line at Newfield, Maine;

House Joint Resolution No. 51, Joint resolution for the repair and improvement of road leading from Lancaster line through Jefferson to Randolph;

House Joint Resolution No. 75, Joint resolution for the repair of road leading from Lancaster fire precinct line through Lancaster to Jefferson;

House Joint Resolution No. 78, Joint resolution for the



repair and improvement of road leading from Randolph line to the Boston & Maine Railroad crossing on Gorham Hill, so called, in Gorham;

House Joint Resolution No. 104, Joint resolution in favor of Frank A. McDonnell of Franklin;

House Joint Resolution No. 122, Joint resolution to provide for certain deficiencies for the year ending August 31, 1915;

House Bill No. 51, An act in relation to collateral legacies and successions and to provide for an assistant attorney-general;

House Bill No. 293, An act relating to the registration of motor boats and the provision and care of lights, buoys and other aids to navigation;

House Bill No. 292, An act in amendment of chapter 185 of the Laws of 1913, relating to the inspection and licensing of boats, and the examination and licensing of their captains, masters, engineers and pilots, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills and joint resolutions severally ordered to a third reading this afternoon at two o'clock.

Senator Shannon, for the Committee on Incorporations, to whom was referred Senate Bill No. 45, An act to incorporate the City Trust company of Berlin;

Senate Bill No. 52, An act to incorporate the Fidelity Trust company of Berlin, having considered the same, reported the same with the following resolution:

*Resolved*, That they are inexpedient to legislate.

The reports were accepted and resolutions adopted.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 173, An act to amend the charter of the city of Berlin;

House Bill No. 555, An act legalizing the town meeting of the town of North Hampton held March 9, 1915;

House Bill No. 569, An act in amendment of chapter 167 of the Laws of 1913, entitled "An act to provide for the

election of delegates to national conventions by direct vote of the people";

House Bill No. 581, An act legalizing the town meeting of the town of Bradford held March 9, 1915;

House Bill No. 583, An act to provide for filling vacancies in the office of secretary of state;

House Bill No. 587, An act in amendment of chapter 269 of the Laws of 1891, as amended by chapter 162 of the Laws of 1893, entitled "An act to authorize the Goffstown fire precinct to establish water works," having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at two o'clock.

Senator Martin, for the Committee on the Judiciary, to whom was referred House Bill No. 562, An act in relation to the license of foxes, having considered the same, reported the same with the following amendment and recommended its passage:

Amend said bill by striking out the title thereof and substituting in place thereof the following:

"An act in relation to the taxation of fur-bearing animals."

Amend said bill by striking out all after the enacting clause and substituting in place thereof the following:

"SECTION 1. All fur-bearing animals kept in captivity for the purpose of breeding the same or for any other commercial purpose shall be taxed as domestic animals in the town where situated on the first day of April of each year.

"SECT. 2. This act shall take effect on its passage."

The report was accepted, amendment adopted and the bill, as amended, ordered to a third reading this afternoon at two o'clock.

#### MAJORITY AND MINORITY REPORT.

The undersigned, a majority of the Committee on the Judiciary, to whom was referred House Bill No. 149, An act relating to the equipment of freight cars, having con-

sidered the same, reported the same without amendment and recommended its passage.

W. E. KINNEY,

A. J. LUCIER,

N. E. MARTIN,

*For a Majority of the Committee.*

The undersigned, a minority of the Committee on the Judiciary, to whom was referred House Bill No. 149, An act relating to the equipment of freight cars, having considered the same, reported the same with the following resolution:

*Resolved*, That the matter by referred to the public service commission.

E. M. SMITH,

O. E. CAIN,

*For a Minority of the Committee.*

The reports were accepted.

Senator Smith moved that the report of the minority be substituted for the report of the majority and, with this motion pending, moved that the bill be laid upon the table and made a special order for tomorrow morning at 11.01 o'clock.

Senator Mathes, for the Committee on Labor, to whom was referred House Bill No. 500, An act in relation to fire escapes, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

#### NEW BILLS.

Senator Cain, for the Committee on the Judiciary, reported a bill with the following title and recommended its passage:

Senate Bill No. 76, An act to provide for the incorporation and regulation of employers' liability insurance associations.



The report was accepted.

On motion of Senator Cain, the rules were so far suspended that the bill was read a first and second time by title. The bill having been previously printed, on motion of the same senator, the bill was laid upon the table and made a special order for this afternoon at 2.01 o'clock.

Senator Cain, for the Committee on the Judiciary, reported a bill with the following title and recommended its passage:

Senate Bill No. 77, An act in amendment of section 27, chapter 56, Public Statutes, relating to persons and property, where taxed.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Senator Cain, for the Committee on the Judiciary, reported a bill with the following title and recommended its passage:

Senate Bill No. 80, An act relating to investments by savings banks.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Senator Crossman, for the Committee on Public Health, reported a bill with the following title and recommended its passage:

Senate Bill No. 79, An act to prevent the spread of certain infectious diseases.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Senator Bailey, for the Committee on Banks, reported a bill with the following title and recommended its passage:

Senate Bill No. 78, An act in amendment of chapter 114 of the Laws of 1901, "An act to regulate and limit the investments of savings banks."

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Senator Cain, for the Committee on the Judiciary, reported a bill with the following title and recommended its passage:

Senate Bill No. 81, An act in amendment of section 1 of chapter 254 of the Laws of 1891, in relation to the name of the Amoskeag Safe Deposit and Trust company.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

The following report of the Committee on Engrossed Bills was read and accepted:

BILL ENGROSSED.

The committee have examined and found correctly engrossed the following bill:

House Bill No. 509, An act to provide for the incorporation and management of trust companies and similar corporations.

WM. E. KINNEY,  
*For the Committee.*

INTRODUCTION OF COMMITTEE REPORTS.

On motion of Senator Kenney, the rules were so far suspended as to allow the introduction of the following committee reports:

COMMITTEE REPORTS.

*Majority and Minority Report.*

The undersigned, a majority of the special committee consisting of the senators from Manchester, to whom was referred Senate Bill No. 10, An act in amendment of section 4, chapter 359 of the Laws of 1911, entitled "An act to establish a board of public works for the city of Manchester," having considered the same, report the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

WM. MARCOTTE,  
A. WAGNER,  
G. I. HASELTON,  
*For a Majority of the Committee.*

The undersigned, a minority of the special committee consisting of the senators from Manchester, to whom was referred Senate Bill No. 10, An act in amendment of section 4, chapter 359 of the Laws of 1911, entitled "An act to establish a board of public works for the city of Manchester," having considered the same, report the same without amendment and recommend its passage.

JOSEPH P. KENNEY,

*For a Minority of the Committee.*

The reports were accepted.

Senator Kenney moved that the report of the minority be substituted for the report of the majority and, with that motion pending, moved that the bill be laid upon the table and made a special order for next Tuesday at 11.02 o'clock.

Senator Marcotte, for the special committee consisting of the senators from Manchester, to whom was referred House Bill No. 545, An act in amendment of section 5, chapter 183 of the Session Laws of 1893, relating to the Manchester water works, having considered the same, reported the same with the following amendment and recommended its passage:

Amend the bill by striking out all of section 1 and inserting in place thereof the following:

SECTION 1. Section 5 of chapter 183 of the Laws of 1893 is hereby amended by striking out from said section the words "twenty-five dollars for each fire hydrant" and inserting in place thereof the following words, "twenty thousand dollars in full for all fire hydrants," so that said section 5 shall read as follows:

"The sums paid by the city, for water, for fire, and other purposes, shall be charged to the proper appropriation and credited to the water-works; and the said city shall annually pay the sum of twenty thousand dollars in full for all fire hydrants which it maintains, and this sum shall be credited to the water-works; and the money so credited annually shall be held inviolate as a sinking-fund for the liquidation



of the water-loan bonds from time to time, under such regulations as the board of water commissioners and the city council shall deem to be for the interest of the city."

The report was accepted, amendment adopted and the bill, as amended, ordered to a third reading this afternoon at two o'clock.

On motion of Senator Varney, the rules were so far suspended as to allow the introduction of the following committee report:

Senator Varney, for the Committee on Finance, to whom was referred House Joint Resolution No. 121, Joint resolution appropriating money for the New Hampshire College of Agriculture and the Mechanic Arts, for the erection of buildings and other purposes, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution ordered to a third reading this afternoon at two o'clock.

On motion of Senator Kinney, the rules were so far suspended as to allow the introduction of the following committee reports:

Senator Wagner, for the Committee on Revision of the Laws, to whom was referred House Bill No. 11, An act to change the name of White pond to White lake;

House Bill No. 420, An act in amendment of chapter 24, Session Laws of 1907, relating to measurement and description of prisoners, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at two o'clock.

Senator Kenney, for the Committee on Banks, to whom was referred Senate Bill No. 22, An act to incorporate the Mechanics and Traders Trust company at Portsmouth, N. H.;

Senate Bill No. 9, An act to amend and extend the charter of the Rochester bank, having considered the same, reported the same with the following resolution:

*Resolved*, That they are inexpedient to legislate, the sub-

ject-matter of these bills being covered by a bill which has passed this body.

The reports were accepted and the resolution adopted.

Senator Bailey, for the Committee on Forestry, to whom was referred House Bill No. 573, An act in amendment of chapter 128, Laws of 1909, as amended by chapter 166, Laws of 1911, entitled "An act to improve the state system of forest protection," having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill referred to the Committee on Finance under the rules.

Senator Bailey, for the Committee on Banks, to whom was referred Senate Bill No. 68, An act in amendment of chapter 114 of the Laws of 1901, "An act to regulate and limit the investments of savings banks," having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution adopted.

The following message was received from the House of Representatives by its clerk:

#### HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has passed bills with the following titles, and joint resolutions in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 234, An act for the protection of trout in Little Diamond pond.

House Bill No. 280, An act to amend chapter 279, Session Laws of 1899, and chapter 167, Session Laws of 1905, relating to the charter of the Nashua Trust company.

House Bill No. 451, An act relating to state banks and trust companies.

House Bill No. 511, An act relating to the laying out of highways in the city of Manchester.

House Bill No. 515, An act in relation to construction of sidewalks in the city of Nashua.

House Bill No. 578, An act in amendment of Public Statutes, chapter 251, section 1, as amended by the Laws of 1901, chapter 87, section 1, relating to search warrants.

House Bill No. 579, An act in amendment of the Laws of 1909, chapter 162, section 2, as amended by the Laws of 1911, chapter 7, section 1, relating to the sale of morphine, heroin, codine and cocaine.

House Bill No. 582, An act in amendment of chapter 115 of the Session Laws of 1913, entitled "An act to exempt property of educational, charitable, and religious institutions and of temperance societies from taxation."

House Bill No. 584, An act in amendment of section 1 of chapter 84, Laws of 1913, relating to trunk line roads.

House Bill No. 585, An act to amend section 21 of chapter 95 of the Laws of 1903, entitled "An act to regulate the traffic in intoxicating liquors."

House Bill No. 590, An act to incorporate Damon Lodge No. 9, Knights of Pythias of Portsmouth, New Hampshire.

House Joint Resolution No. 116, Joint resolution relating to the calling of the constitutional convention.

House Joint Resolution No. 118, Joint resolution in relation to the National Guard.

House Bill No. 368, An act relating to the terms of the superior court.

The message also announced that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following bills:

House Bill No. 552, An act to regulate the sale and to standardize the strength and purity of fungicides and insecticides.

House Bill No. 526, An act in amendment of chapter 133 of the Laws of 1911, entitled "An act repealing chapter 86 of the Laws of 1905 and chapter 154 of the Laws of 1909 and enacting a motor vehicle law, as amended by chapter 81 and chapter 171 of the Laws of 1913."

House Bill No. 410, An act providing for the practice of medicine.

House Bill No. 539, An act in amendment of section 6



of chapter 96 of the Session Laws of 1901, relating to high schools and academies, as amended by chapter 90 of the Session Laws of 1905.

House Bill No. 331, An act relating to the issue of securities by public utilities.

The message further announced that the House of Representatives has concurred with the Honorable Senate in the passage of the following bills:

House Bill No. 532 (In Senate new draft), An act to regulate the sale of lightning rods.

Senate Bill No. 70, An act in relation to the legislative transportation.

READ AND REFERRED.

On motion of Senator Lucier, the rules were so far suspended that the following entitled bills sent up from the House of Representatives were severally read a first and second time by title and referred:

To the Committee on Public Improvements,

House Bill No. 584, An act in amendment of section 1 of chapter 84 of the Laws of 1913, relating to trunk line roads.

To the Committee on the Judiciary,

House Bill No. 280, An act to amend chapter 279, Session Laws of 1899, and chapter 167, Session Laws of 1905, relating to the charter of the Nashua Trust company.

House Bill No. 368, An act relating to the terms of the superior court.

House Bill No. 511, An act relating to the laying out of highways in the city of Manchester.

House Bill No. 515, An act in relation to construction of sidewalks in the city of Nashua.

House Bill No. 578, An act in amendment of Public Statutes, chapter 251, section 1, as amended by the Laws of 1901, chapter 87, section 1, relating to search warrants.

House Bill No. 582, An act in amendment of chapter 115 of the Session Laws of 1913, entitled "An act to exempt property of educational, charitable and religious institutions and of temperance societies from taxation."

To the Committee on Fisheries and Game,

House Bill No. 234, An act for the protection of trout in Little Diamond pond.

To the Committee on Banks,

House Bill No. 451, An act relating to state banks and trust companies.

To the Committee on Public Health,

House Bill No. 579, An act in amendment of the Laws of 1909, chapter 162, section 2, as amended by the Laws of 1911, chapter 7, section 1, relating to the sale of morphine, heroin, codine and cocaine.

To the Committee on Incorporations,

House Bill No. 590, An act to incorporate Damon Lodge No. 9, Knights of Pythias of Portsmouth, New Hampshire.

To the Committee on Revision of the Laws,

House Bill No. 585, An act to amend section 21 of chapter 95 of the Laws of 1903, entitled "An act to regulate the traffic in intoxicating liquor."

The following joint resolutions sent up from the House of Representatives were severally read a first and second time and referred:

To the Committee on the Judiciary,

House Joint Resolution No. 116, Joint resolution relating to the calling of the constitutional convention.

To the Committee on Military Affairs,

House Joint Resolution No. 118, Joint resolution in relation to the National Guard.

#### BILL RECALLED FROM THE GOVERNOR.

On motion of Senator Cain, the following resolution was adopted:

*Resolved*, That the governor be requested to return to the Senate for the purpose of amendment, House Bill No. 237, An act relating to the management and control of state institutions.

Pursuant to the request, the governor returned to the Senate the following entitled bill, House Bill No. 237, An act relating to the management and control of state institutions.

On motion of Senator Cain, the rules were suspended and the vote whereby the foregoing bill, House Bill No. 237, An act relating to the management and control of state institutions, passed, was reconsidered.

On motion of the same senator, the rules were further suspended and the vote whereby the above entitled bill was ordered to a third reading, was reconsidered.

On motion of Senator Cain, the bill was committed to the Committee on the Judiciary for amendment.

MESSAGE FROM HIS EXCELLENCY, THE GOVERNOR.

The Honorable Secretary of State then appeared and laid before the Senate the following message from his Excellency, the Governor:

*To the Members of the Senate of the State of New Hampshire:*

I herewith return Senate Bill No. 66, without my approval, which is withheld for these reasons:

It is with reluctance that I exercise the veto power conferred upon the governor by the constitution of our state, for I fully realize the responsibility I assume in opposing my judgment to that of both branches of the legislature.

With that in mind, I have intimated, and, perhaps, have given the friends of this bill reason to believe, that I would approve any well-considered legislation, dealing with the subject of fish and game, which the Senate and House, having in mind the welfare of the whole state, might pass.

But I do not think this bill comes within that category, and in view of what I consider to be my official duty I cannot approve its enactment into law.

As I understand this measure, its sole object is to remove from office a member of the minority party, not for inefficiency or mal-administration, but entirely because of his political belief and in order to have some member of the dominant party appointed in his stead.

To my mind, such partisan legislation is wrong in principle and not for the best interests of the state. Only such laws



should be enacted as are designed to benefit all the people of the state, regardless of party affiliations, and legislation looking solely to the advancement of party and ignoring all other considerations cannot meet with my approval.

It is true that in the past when one political party has displaced another in the administration of the state government much valuable time has been spent in passing partisan legislation. But this practice was wrong and is wrong and usage is no justification for its continuance.

I realize that several measures which have passed this legislature and have met with my approval have directly or indirectly removed from office present incumbents, largely of the minority party. But in each instance there were other considerations which I believed made these measures meritorious, and I gave them my approval in spite of, and not because of, their partisan features.

In the present bill I can see no element of redeeming merit.

Respectfully submitted,

ROLLAND H. SPAULDING,  
*Governor of New Hampshire.*

Given at the Council Chamber  
in Concord this 7th day of  
April, A. D. 1915.

On motion of Senator Cain, the message was laid upon the table and made a special order for this afternoon at 2.02 o'clock.

#### SPECIAL ORDERS.

Senator Cain called for the first special order, it being Senate Bill No. 16, An act relating to actions for personal injuries.

The question being stated,

Shall the report of the minority, that it is inexpedient to legislate, be substituted for the report of the majority, that the bill ought to pass?

(Discussion ensued.)

The negative prevailed on a *viva voce* vote, and the motion to substitute the report of the minority for that of the majority was declared lost, and the bill was ordered to a third reading this afternoon at two o'clock.

Senator Marcotte called for the second special order, it being House Bill No. 57, An act in relation to the city of Manchester, establishing a board of registrars in said city.

The question being stated,

Shall the amendment proposed by Senator Kenney be adopted?

Amend said bill by striking out all of section 33 and in place thereof substituting the following:

"SECT. 33. All acts or parts of acts inconsistent with this act are hereby repealed, and this act shall take effect on January 1st, 1916."

(Discussion ensued.)

The negative prevailed on a *viva voce* vote and the amendment was not adopted.

Senator Marcotte offered the following amendment and moved its adoption:

Amend section 1 by striking out the whole of said section and substituting in place thereof the following new section:

"SECTION 1. The mayor, with the approval of the aldermen, shall appoint three citizens of Manchester, who shall have been residents therein, at least five years immediately preceding the date of their appointment, who shall constitute a board of registrars of voters for said city.

"The registrars shall be appointed in April, 1915, for terms respectively of one, two and three years, beginning with the first day of May next ensuing. In April in every year thereafter, one registrar shall be appointed for the term of three years beginning with the first day of May next ensuing.

"The board of registrars so constituted shall annually in May before transacting any other business, elect one of its

members as clerk, who shall perform all the duties required by said board."

The question being upon the adoption,

Senator Kenney moved that the bill, with the accompanying amendment, be laid upon the table and made a special order for next Tuesday at 11.03 o'clock.

The negative prevailed on a *viva voce* vote, and the motion did not prevail.

The question being,

Shall the amendment proposed by Senator Marcotte be adopted?

(Discussion ensued.)

The affirmative prevailed on a *viva voce* vote, and the amendment was adopted, and the bill as amended ordered to a third reading this afternoon at two o'clock.

On motion of Senator Wagner, the rules were so far suspended that the bill was read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendments.

Senator Musgrove called for the third special order, it being House Bill No. 487, An act to prevent corrupt practices at elections, to regulate expenditures for political purposes and provide for the publicity thereof.

The question being stated,

Shall the amendment proposed by the committee be adopted?

The affirmative prevailed on a *viva voce* vote, and the amendment was adopted, and the bill as amended ordered to a third reading this afternoon at two o'clock.

On motion of Senator Whiting, the Senate adjourned.

## AFTERNOON.

### THIRD READINGS.

The following joint resolutions were severally read a third time and passed:

House Joint Resolution No. 122, Joint resolution to



provide for certain deficiencies for the year ending August 31, 1915.

House Joint Resolution No. 75, Joint resolution for the repair of road leading from Lancaster fire precinct line through Lancaster to Jefferson.

House Joint Resolution No. 51, Joint resolution for the repair and improvement of road leading from Lancaster line through Jefferson to Randolph.

House Joint Resolution No. 78, Joint resolution for the repair and improvement of road leading from Randolph line to the Boston & Maine Railroad crossing on Gorham Hill, so called, in Gorham.

House Joint Resolution No. 104, Joint resolution in favor of Frank A. McDonnell of Franklin.

House Joint Resolution No. 25, Joint resolution to provide additional accommodations at the School for Feeble-Minded Children.

House Joint Resolution No. 49, Joint resolution for the completion of the state highway in the town of Wakefield leading from East Wakefield to the state line at Newfield, Maine.

House Joint Resolution No. 5, Joint resolution for the repair of Lost River road in the town of Woodstock.

House Joint Resolution No. 121, Joint resolution appropriating money for the New Hampshire College of Agriculture and the Mechanic Arts, for the erection of buildings and other purposes.

On motion of Senator Martin, the rules were so far suspended that the following entitled bills were severally read a third time by title and passed:

House Bill No. 293, An act relating to the registration of motor boats and the provision and care of lights, buoys and other aids to navigation.

House Bill No. 292, An act in amendment of chapter 185 of the Laws of 1913, relating to the inspection and licensing of boats, and the examination and licensing of their captains, masters, engineers and pilots.

House Bill No. 51, An act in relation to collateral legacies

and successions and to provide for an assistant attorney-general.

House Bill No. 555, An act legalizing the town meeting of the town of North Hampton held March 9, 1915.

House Bill No. 569, An act in amendment of chapter 167 of the Laws of 1913, entitled "An act to provide for the election of delegates to national conventions by direct vote of the people."

House Bill No. 583, An act to provide for filling vacancies in the office of secretary of state.

House Bill No. 581, An act legalizing the town meeting of the town of Bradford held March 9, 1915.

House Bill No. 587, An act in amendment of chapter 269 of the Laws of 1891, as amended by chapter 162 of the Laws of 1893, entitled "An act to authorize the Goffstown fire precinct to establish water works."

House Bill No. 173, An act to amend the charter of the city of Berlin.

House Bill No. 500, An act in relation to fire escapes.

House Bill No. 11, An act to change the name of White pond to White lake.

House Bill No. 420, An act in amendment of chapter 24, Session Laws of 1907, relating to measurement and description of prisoners.

On motion of Senator Martin, the rules were so far suspended that the following entitled bills were severally read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendments:

House Bill No. 562, An act relating to the taxation of fur-bearing animals.

House Bill No. 487, An act to prevent corrupt practices at elections, to regulate expenditures for political purposes and provide for the publicity thereof.

House Bill No. 545, An act in amendment of section 5, chapter 183 of the Session Laws of 1893, relating to the Manchester water works.

On motion of Senator Martin, the rules were so far suspended that the following entitled bill was read a third time,

passed and sent to the House of Representatives for concurrence:

Senate Bill No. 16, An act relating to action for personal injuries.

SPECIAL ORDERS.

Senator Cain called for the first special order, it being Senate Bill No. 76, An act to provide for the incorporation and regulation of employers' mutual liability insurance associations.

The question being,  
Shall the bill be read a third time?

The affirmative prevailed on a *viva voce* vote, and the bill was ordered to a third reading tomorrow morning at eleven o'clock.

Senator Cain called for the second special order, it being the veto of His Excellency, the Governor, on Senate Bill No. 66, An act in amendment of section 2 of chapter 165 of the Laws of 1913, entitled "An act abolishing the board of fish and game commissioners and creating the office of fish and game commissioner."

The question being,  
Shall the bill pass notwithstanding the veto of His Excellency, the Governor?

In accordance with the provisions of the constitution, the roll was called with the following result:

Sixteen senators voted in the affirmative:

Senators Bailey, Woodbury, Shirley, Shannon, Clark, Kinney, Danforth, Cain, Howard, Weeks, Wagner, Marcotte, Varney, Mathes, Whiting, Perkins.

Seven senators voted in the negative:

Senators Crossman, Musgrove, Smith, Lucier, Martin, Kenney, Parsons.

And the necessary two-thirds required by the constitution having voted in the affirmative, the bill passed notwithstanding the veto of His Excellency, the Governor.

MOTION TO TAKE HOUSE BILL NO. 170 FROM THE TABLE.

Senator Martin moved that House Bill No. 170, An act to prevent the increase of drunkenness in no-license cities and towns, be taken from the table.



The question being stated,

Shall the bill be taken from the table?

The negative prevailed on a *viva voce* vote.

Senator Martin demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:

Senators Crossman, Woodbury, Shirley, Musgrove, Smith, Martin, Varney, Mathes, Perkins.

The following named senators voted in the negative:

Senators Shannon, Danforth, Howard, Lucier, Weeks, Kenney, Wagner, Marcotte, Whiting, Parsons.

Nine senators having voted in the affirmative and ten senators having voted in the negative, the negative prevailed, and the motion to take the bill from the table was declared lost.

On motion of Senator Wagner, the Senate adjourned.

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#### THURSDAY, APRIL 8, 1915.

The Senate met according to adjournment.

The reading of the journal having been commenced, on motion of Senator Varney, the rules were so far suspended that its further reading was dispensed with.

#### COMMITTEE REPORTS.

Senator Martin, for the Committee on Towns and Parishes, to whom was referred House Bill No. 528, An act in amendment of chapter 126 of the Laws of 1907, relating to water works owned by towns, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

Senator Parsons, for the Committee on Public Health, to whom was referred House Joint Resolution No. 3, Joint resolution for the treatment of persons afflicted with tuberculosis, particularly in the advanced stages, having consid-

ered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill referred to the Committee on Finance under the rules.

Senator Varney, for the Committee on Finance, to whom was referred Senate Bill No. 74, An act creating the office of commissioner of motor vehicles;

House Bill No. 573, An act in amendment of chapter 128, Laws of 1909, as amended by chapter 166, Laws of 1911, entitled "An act to improve the state system of forest protection";

House Joint Resolution No. 119, Joint resolution to make available certain highway money, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills and joint resolution severally ordered to a third reading this afternoon at two o'clock.

Senator Woodbury, for the Committee on Forestry, to whom was referred Senate Bill No. 73, An act to promote the growing of timber, having considered the same, reported the same with the following amendment and recommended its passage:

Amend said bill by striking out all of section 1 and inserting in place thereof the following:

"SECTION 1. Lands on which are growing soft wood timber trees less than ten inches in diameter two feet from the ground shall not be subject to taxation except as to the value of such lands without such growth, and the value of trees in excess of ten inches in diameter two feet above the surface of the ground surrounding the same."

The report was accepted, amendment adopted and the bill, as amended, ordered to a third reading this afternoon at two o'clock.

#### INTRODUCTION OF COMMITTEE REPORTS.

On motion of Senator Musgrove, the rules were so far suspended as to allow the introduction of the following committee reports:

## COMMITTEE REPORTS.

Senator Musgrove, for the Committee on Agriculture, to whom was referred House Joint Resolution No. 70, Joint resolution appropriating money to aid agricultural fairs;

House Joint Resolution No. 83, Joint resolution appropriating three hundred dollars for the representation of New Hampshire grown fruit at the New England Fruit Show;

House Joint Resolution No. 112, Joint resolution appropriating money to encourage the sheep industry in New Hampshire;

House Bill No. 208, An act for the reforestation of waste and cut-over land;

House Bill No. 393, An act in amendment of chapter 163 of the Laws of 1913, relating to the department of agriculture, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills and joint resolutions severally referred to the Committee on Finance under the rules.

Senator Musgrove, for the Committee on Agriculture, to whom was referred House Bill No. 469, An act in amendment of chapter 113, Public Statutes, relating to diseases of domestic animals, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

## BILLS FORWARDED.

The following entitled Senate bills, having been printed, were taken from the table and severally ordered to a third reading this afternoon at two o'clock:

Senate Bill No. 77, An act in amendment of section 27, chapter 56, Public Statutes, relating to persons and property, where taxed.

Senate Bill No. 78, An act in amendment of chapter 114 of the Laws of 1901, An act to regulate and limit the investments of savings banks.



Senate Bill No. 80, An act relating to investments by savings banks.

Senate Bill No. 81, An act in amendment of section 1 of chapter 254 of the Laws of 1891, in relation to the name of the Amoskeag Safe Deposit and Trust company.

The following entitled Senate bill, having been printed, was taken from the table and referred to the Committee on Finance under the rules:

Senate Bill No. 79, An act to prevent the spread of certain infectious diseases.

#### THIRD READING.

On motion of Senator Martin, the rules were so far suspended that the following entitled bill was read a third time by title, passed and sent to the House of Representatives for concurrence:

Senate Bill No. 76, An act to provide for the incorporation and regulation of employers' mutual liability insurance associations.

#### SPECIAL ORDER.

Senator Smith called for the special order, it being House Bill No. 149, An act relating to the equipment of freight cars.

The question being stated,

Shall the report of the minority, *Resolved*, That the matter be referred to the public service commission, be substituted for the report of the majority, that the bill ought to pass?

Senator Smith moved that the bill be recommitted to the Committee on the Judiciary for the purpose of amendment.

Senator Martin demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:

Senators Crossman, Shannon, Clark, Danforth, Cain, Smith, Weeks, Varney.

The following named senators voted in the negative:

Senators Bailey, Woodbury, Shirley, Musgrove, Kinney, Howard, Lucier, Martin, Kenney, Wagner, Marcotte, Mathes, Whiting, Perkins, Parsons.

Eight senators having voted in the affirmative and fifteen senators having voted in the negative, the motion to recommit the bill was declared lost.

The question being,

Shall the report of the minority be substituted for the report of the majority?

(Discussion ensued.)

Senator Martin demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:

Senators Danforth, Cain, Smith.

The following named senators voted in the negative:

Senators Bailey, Crossman, Woodbury, Shirley, Musgrove, Shannon, Kinney, Howard, Lucier, Martin, Kenney, Wagner, Marcotte, Varney, Mathes, Whiting, Perkins, Parsons.

Three senators having voted in the affirmative and eighteen senators having voted in the negative, the motion to substitute the report of the minority for the report of the majority was declared lost.

Senator Cain offered the following amendment and moved its adoption:

Strike out all after the enacting clause and substitute in place thereof the following:

"SECTION 1. The public service commission is hereby directed to investigate the matter of equipping with stakes and wire freight cars used for shipping lumber within this state and shall make such orders with respect thereto as are reasonable and proper.

"SECT. 2. This act shall take effect upon its passage."

The question being upon the adoption of the amendment,

The negative prevailed on a *viva voce* vote and the amendment was not adopted and the bill was ordered to a third reading this afternoon at two o'clock.

On motion of Senator Musgrove, the rules were so far suspended that the bill was ordered to a third reading at the present time.

On motion of Senator Martin, the rules were further suspended and the bill was read a third time by title and passed.

The following message was received from the House of Representatives by its clerk:

## HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has passed the following resolution, in the passage of which it asks the concurrence of the Honorable Senate:

*Resolved*, That the Honorable Senate be notified that the House of Representatives will be ready to meet the Senate at 12 o'clock noon, today, for the purpose of proceeding to the election of a secretary of state.

On motion of Senator Cain, the following resolution was adopted:

*Resolved*, That the Senate meet the House of Representatives in joint convention at 12 o'clock noon, today, for the purpose of proceeding to the election of a secretary of state.

(Recess.)

Upon reassembling, the Senate met the House of Representatives in joint convention.

(See House Proceedings.)

Upon returning to the Senate Chamber, the following message was received from the House of Representatives by its clerk:

## HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has passed bills with the following titles, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 588, An act in amendment of section 1, chapter 115, Session Laws of 1913, relating to the exemption



from taxation of property of educational, charitable, religious and temperance societies and military organizations.

House Bill No. 589, An act in relation to the care of cemeteries and cemetery lots.

House Bill No. 345, An act to promote the public health by providing for one day of rest in seven for employees in certain employments.

House Bill No. 570, An act fixing the penalty for tampering with the fire alarm system of any city or town of the state.

House Bill No. 566, An act in amendment of chapter 76 of the Public Statutes, relating to damages happening in the use of highways, as amended by chapter 19, Laws of 1913,

The message also announced that the House of Representatives concurs with the Honorable Senate in the passage of the following entitled bills, with amendments, in the passage of which amendments the House asks the concurrence of the Honorable Senate:

Senate Bill No. 17, An act in relation to the deposit of public funds in banks.

Amend section 1 by inserting after the word "counties" in the first line the word "and"; further amend by striking out the words "and towns" in the second line, so that said section as amended shall read as follows:

"SECTION 1. All public funds belonging to the several counties and cities in this state, not permanently invested, shall be deposited in such solvent bank or banks which will pay the highest rate of interest on daily average balances for each month."

Amend section 2 by inserting after the word "counties" in the first line the word "and"; further amend by striking out the words "and towns" in the second line, so that said section as amended shall read as follows:

"SECT. 2. The treasurers of the several counties and cities in this state, shall call for bids for the public funds in their hands by publishing a notice calling for such bids in the two newspapers in this state which have the largest circulation in their respective counties, and by such other

notice as they may choose, and the solvent bank or banks in their respective counties which will pay the largest rate of interest upon average daily balances for each month shall be the bank or banks in which said public funds shall be deposited."

On motion of Senator Martin, the Senate voted to concur in the foregoing amendments sent up from the House of Representatives.

Senate Bill No. 69, An act in amendment of "An act to incorporate the Walpole and Alstead Street Railway company," passed at the January Session, 1911, of the General Court.

Amend section 1 by striking out the figures "1919" and inserting in place thereof the figures "1917," so that said section as amended shall read as follows:

"SECTION 1. The time for the completion of the Walpole and Alstead Street Railway company is hereby extended to the thirtieth day of March, 1917."

On motion of Senator Cain, the Senate voted to concur in the foregoing amendments sent up from the House of Representatives.

The message further announced that the House of Representatives refuses to concur with the Honorable Senate in its amendments to the following entitled bill:

House Bill No. 193, An act relating to expenses of county solicitors while in the discharge of official duties, and asks for a committee of conference, and the Speaker has appointed as members of such committee on the part of the House, Messrs. Hoyt of Hanover, Curtis of Concord and Wright of Sanbornton.

On motion of Senator Whiting, the Senate voted to accede to the request of the House of Representatives for a committee of conference, and the President appointed as members of such committee on the part of the Senate, Senators Cain and Kinney.

## READ AND REFERRED.

On motion of Senator Woodbury, the rules were so far suspended that the following entitled bills sent up from the House of Representatives were severally read a first and second time by title and referred:

To the Committee on Labor,

House Bill No. 345, An act to promote the public health by providing for one day of rest in seven for employees in certain employments.

To the Committee on the Judiciary,

House Bill No. 566, An act in amendment of chapter 76 of the Public Statutes relating to damages happening in the use of highways, as amended by chapter 19, Laws of 1913.

House Bill No. 570, An act fixing the penalty for tampering with the fire alarm system of any city or town of the state.

House Bill No. 588, An act in amendment of section 1, chapter 115, Session Laws of 1913, relating to the exemption from taxation of property of educational, charitable, religious and temperance societies and military organizations.

House Bill No. 589, An act in relation to the care of cemeteries and cemetery lots.

## NEW BILL.

Senator Lucier, for the Committee on the Judiciary, reported a bill with the following title and recommended its passage:

Senate Bill No. 82, An act establishing a police commission for the city of Nashua.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

On motion of Senator Lucier, the rules were so far suspended that printing of the bill was dispensed with.

The rules were further suspended and the bill ordered to a third reading this afternoon at two o'clock.



The following report of the Committee on Engrossed Bills was read and accepted:

BILL ENGROSSED.

The committee have examined and found correctly engrossed the following bill:

Senate Bill No. 67, An act to establish a village improvement precinct in North Conway.

W. E. KINNEY,  
*For the Committee.*

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL NO. 97.

The committee of conference, upon a non-concurrence of the House of Representatives in the adoption of the Senate amendments to House Bill No. 97, An act in amendment of chapter 35, Session Laws of 1901, as amended by chapter 195, Session Laws of 1911, relating to the sale of feeding-stuffs, recommend that the Senate recede from its action in adoption and that the following amendment be adopted by the Senate and the House:

Amend the bill by striking out all of section 5 and inserting instead thereof the following:

"SECT. 5. The commissioner of agriculture shall annually cause to be analyzed at the New Hampshire College Agricultural Experiment Station at least one sample, to be taken in the manner hereinafter prescribed, of every concentrated commercial feeding-stuff sold or offered for sale under the provisions of this act. Said commissioner shall cause a sample to be taken not exceeding two pounds in weight, for such analysis, from any lot or package of such commercial feeding-stuff which may be in the possession of any manufacturer, importer, agent, or seller in this state. Said sample shall be drawn in the presence of the parties in interest, or their representatives, and taken from a parcel or a number of packages, which shall not be less than ten per cent of the whole lot sampled, and shall be thoroughly mixed, and then divided into two equal samples and placed in glass vials and carefully sealed, and a label placed on

each stating the name of the party from whose stock the sample was drawn and the time and place of drawing, and said label shall also be signed by the person taking the sample and by the party or parties in interest, or their representatives, at the drawing and sealing of said samples. One of said duplicate samples shall be retained by the commissioner and the other by the party whose stock was sampled, and the sample or samples retained by the commissioner shall be for comparison with the certificate statement named in section 3 of this act. The result of the analysis of the sample or samples so procured, together with such additional information as circumstances advise, shall be promptly published in reports of bulletins by the commissioner of agriculture or by the New Hampshire College Agricultural Experiment Station, as the governor and council may determine.

EZRA M. SMITH,  
ARTHUR R. SHIRLEY,  
*Senate Conferees.*

CHAS. B. HOYT,  
MAURICE J. CONNOR,  
H. F. HOYT,  
*House Conferees.*

The report was accepted, and, on motion of Senator Smith, the Senate voted to recede from its amendment to the foregoing bill.

On motion of the same senator, the Senate voted to adopt the amendment reported by the committee of conference.

On motion of Senator Wagner, the Senate adjourned.

#### AFTERNOON.

#### THIRD READINGS.

On motion of Senator Lucier, the rules were so far suspended that the following bills were severally read a third time by title, passed and sent to the House of Representatives for concurrence:

Senate Bill No. 73, An act to promote the growing of timber.

Senate Bill No. 74, An act creating the office of commissioner of motor vehicles.

Senate Bill No. 77, An act in amendment of section 27, chapter 56, Public Statutes, relating to persons and property, where taxed.

Senate Bill No. 78, An act in amendment of chapter 114 of the Laws of 1901, "An act to regulate and limit the investments of savings banks."

Senate Bill No. 80, An act relating to investments by savings banks.

Senate Bill No. 81, An act in amendment of section 1 of chapter 254 of the Laws of 1891, in relation to the name of the Amoskeag Safe Deposit and Trust company.

Senate Bill No. 82, An act establishing a police commission for the city of Nashua.

On motion of Senator Lucier, the rules were so far suspended that the following bills were severally read a third time by title and passed:

House Bill No. 469, An act in amendment of chapter 113, Public Statutes, relating to diseases of domestic animals.

House Bill No. 528, An act in amendment of chapter 126 of the Laws of 1907, relating to water works owned by towns.

House Bill No. 573, An act in amendment of chapter 128, Laws of 1909, as amended by chapter 166, Laws of 1911, entitled "An act to protect the state system of forest protection."

The following joint resolution was read a third time and passed:

House Joint Resolution No. 119, Joint resolution to make available certain highway money.

On motion of Senator Howard, the following resolution was adopted:

*Resolved*, That when the Senate adjourns this afternoon it adjourn to meet tomorrow morning at 9.30 o'clock, and



when it adjourns Friday morning it be to meet Monday evening at 7.30 o'clock.

On motion of Senator Kenney, the Senate adjourned.

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FRIDAY, APRIL 9, 1915.

The Senate met according to adjournment.

Senator Woodbury, having assumed the chair, read the following communication:

MANCHESTER, N. H., April 9, 1915.

*Senator Woodbury:*

Please preside for me at today's session of the New Hampshire Senate, and oblige,

GEORGE I. HASELTON,  
*President.*

The journal was read and approved.

BILL RECALLED FROM THE GOVERNOR.

On motion of Senator Martin, the following resolution was adopted.

*Resolved*, That the governor be requested to return to the Senate for the purpose of amendment, Senate Bill No. 17, An act in relation to the deposit of public funds in banks.

Pursuant to the request, the governor returned to the Senate the following entitled bill, Senate Bill No. 17, An act in relation to the deposit of public funds in banks.

On motion of Senator Martin, the Senate adjourned.

## MONDAY, APRIL 12, 1915.

The Senate met according to adjournment.

Senator Danforth, having assumed the chair, read the following communication:

MANCHESTER, N. H., April 12, 1915.

*Senator Danforth:*

Please preside for me at tonight's session of the New Hampshire Senate, and oblige,

GEORGE I. HASELTON,  
*President.*

The journal was read and approved.

On motion of Senator Crossman, the Senate adjourned.

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## TUESDAY, APRIL 13, 1915.

The Senate met according to adjournment.

The journal was read and approved.

## LEAVE OF ABSENCE.

Senator Mathes was granted leave of absence for the day on account of sickness.

## COMMITTEE REPORTS.

Seantor Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 582, An act in amendment of chapter 115 of the Session Laws of 1913, entitled "An act to exempt property of educational, charitable and religious institutions and of temperance societies from taxation," having considered the same, reported the same with the following resolution:

*Resolved,* That it is inexpedient to legislate.

The report was accepted.

The question being upon the adoption of the resolution,

On motion of Senator Howard, the bill was recommitted to the Committee on the Judiciary.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 547, An act licensing hawkers and peddlers of foreign and domestic fruits and vegetables in the city of Manchester, having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted.

The question being upon the adoption of the resolution,

On motion of Senator Wagner, the bill was recommitted to the Committee on the Judiciary.

Senator Parsons, for the Committee on State Prison and Industrial School, to whom was referred House Joint Resolution No. 26, Joint resolution to make certain improvements at the Industrial School, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution referred to the Committee on Finance under the rules.

Senator Howard, for the Committee on Military Affairs, to whom was referred House Joint Resolution No. 91, Joint resolution in favor of the Minute Men, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution was referred to the Committee on Finance under the rules.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 575, An act in amendment of chapter 23 of the Public Statutes, as amended by chapter 157 of the Laws of 1913, relating to senatorial districts, having considered the same, reported the same with the following amendments and recommended its passage:

Amend said bill by striking out sections 2, 3 and 5 and substituting in place thereof the following:

"SECT. 2. Senatorial district number one contains Berlin, Dummer, Errol, Gorham, Milan, Randolph, Shelburne, Wentworth's Location, and the following unincorporated places: Gilmanton and Atkinson Academy Grant, Second



College Grant, Dix's Grant, Millsfield, Cambridge, and Success.

"SECT. 3. Senatorial district number two contains Bethlehem, Carroll, Clarksville, Colebrook, Columbia, Dalton, Franconia, Jefferson, Lancaster, Northumberland, Pittsburg, Stark, Stewartstown, Stratford, Whitefield, and the following unincorporated places: Dixville, Erving's Grant, Odell, and Kilkenney.

"SECT. 5. Senatorial district number four contains Albany, Bartlett, Brookfield, Chatham, Conway, Eaton, Effingham, Freedom, Hart's Location, Jackson, Livermore, Moultonborough, Madison, Ossipee, Sandwich, Tamworth, Tuftonborough, Wakefield, Waterville, Wolfeboro, and the following unincorporated places: Bean's Grant, Bean's Purchase, Chandler's Purchase, Crawford's Purchase, Martin's Location, Pinkham's Grant, Sargent's Purchase, Thompson and Meserve Purchase, and Hale's Location."

The report was accepted, amendments adopted and the bill, as amended, ordered to a third reading this afternoon at two o'clock.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 511, An act relating to the laying out of highways in the city of Manchester, having considered the same, reported the same with the following amendments and recommended its passage:

Amend section 1 as amended by the House of Representatives by striking out after the words "land to the" in the fifth line of the printed bill, the words "engineer's department of the city of Manchester" and by inserting in place thereof the words "city engineer of the city of Manchester, or such other officer as may hereafter be designated to perform his duties."

Further amend said section by striking out after the words "approval of" in line 13 of the printed bill, the words "the said engineer's department it shall be their" and by inserting in place thereof the words "such officer it shall be his."

Further amend said section by striking out after the words "in case" in line 16 of the printed bill the words "the department shall disapprove of the proposed plan they" and by inserting in place thereof the words "such officer shall disapprove of the proposed plan he."

Further amend said section by striking out after the words "requirements of" in line 23 of the printed bill the words "the engineer's department, as thus set forth, which the department" and by inserting in place thereof the words "such officer, as thus set forth, which such officer," so that said section as amended shall read:

"SECTION 1. Any person, firm or corporation proposing to cut up into lots any tract of land in the city of Manchester for the purpose of selling the same either publicly or privately, shall, before such sale, prepare and submit a plan of said tract of land to the city engineer of the city of Manchester, or such other officer as may hereafter be designated to perform his duties. Such plan shall plainly show the number, size and location of the lots, the location and width of all proposed highways, and the location of the tract of land with reference to an existing highway. The location of said tract of land shall also be plainly marked on the ground by suitable stakes. If the plan shall meet with the approval of such officer it shall be his duty to plainly mark the plan 'Approved,' so that intending purchasers of lots shall have knowledge of the said approval. In case such officer shall disapprove of the proposed plan he shall mark said plan 'Disapproved,' and shall within ten days after said plan is submitted, file a statement of the reasons of such disapproval with the city clerk for the use of the board of mayor and aldermen of the said city and shall transmit a like statement to the owner of the land, and shall inform the owner what his requirements will be as to the location and width of highways. In such case the owner shall submit a new plan in accordance with the requirements of such officer, as thus set forth, which such officer shall mark 'Approved' as hereinafore provided."

Amend section 2 by striking out after the words "sub-

mitted to" in line 3 of the printed bill the words "said engineer's department, and approved by them" and by inserting in place thereof the words "such officer, and approved by him."

Further amend said section 2 by striking out the words "the said department" at the end of said section and by inserting in place thereof the words "such officer," so that said section as amended shall read as follows:

"SECT. 2. No such highway shall be laid out by the board of mayor and aldermen of the said city of Manchester until such plan has been submitted to such officer, and approved by him as provided in section 1, but it shall not be obligatory upon the said board of mayor and aldermen to lay out any proposed highway because of the approval of any such plan by such officer."

The report was accepted, amendments adopted and the bill, as amended, ordered to a third reading this afternoon at two o'clock.

Senator Bailey, for the Committee on Banks, to whom was referred House Bill No. 200, An act in relation to the investments of savings banks;

House Bill No. 451, An act relating to state banks and trust companies, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at two o'clock.

Senator Wagner, for the Committee on Revision of Laws, to whom was referred House Bill No. 557, An act to provide aid for dependent mothers, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill referred to the Committee on Finance under the rules.

Senator Howard, for the Committee on Military Affairs, to whom was referred House Joint Resolution No. 118, Joint resolution in relation to the National Guard, having considered the same, reported the same without amendment and recommended its passage.



The report was accepted and the joint resolution ordered to a third reading this afternoon at two o'clock.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 368, An act relating to the terms of the superior court;

House Bill No. 570, An act fixing the penalty for tampering with the fire-alarm system of any city or town of the state;

House Bill No. 515, An act in relation to construction of sidewalks in the city of Nashua;

House Joint Resolution No. 116, Joint resolution relating to the calling of the constitutional convention;

House Bill No. 578, An act in amendment of Public Statutes, chapter 251, section 1, as amended by the Laws of 1901, chapter 87, section 1, relating to search warrants, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills and joint resolution severally ordered to a third reading this afternoon at two o'clock.

Senator Shannon, for the Committee on Incorporations, to whom was referred House Bill No. 590, An act to incorporate Damon Lodge No. 9, Knights of Pythias of Portsmouth, New Hampshire, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

On motion of Senator Parsons, the rules were so far suspended that the bill was read a third time by title and passed.

Senator Cain, for the Committee on the Judiciary, to whom was referred Senate Bill No. 72, An act regulating the taxation of automobiles and motor vehicles, having considered the same, reported the same with the following amendment and recommend its passage:

Amend section 1 by striking out the whole thereof and inserting in place thereof the following:

"SECTION 1. Assessors and selectmen shall annually

tax automobiles and all motor vehicles at their actual value on the first day of April; and all automobiles and motor vehicles, the contract for the purchase of which becomes complete after the first day of April, or the delivery of which is made after the first day of April shall be taxed such proportion of the annual tax thereon for the remaining portion of the year as such remaining portion bears to the whole year."

The report was accepted, amendment adopted and the bill, as amended, ordered to a third reading this afternoon at two o'clock.

Senator Mathes, for the Committee on Labor, to whom was referred House Bill No. 240, An act in amendment of chapter 156 of the Session Laws of 1913, relating to the hours of labor for women, having considered the same, reported the same with the following amendment and recommended its passage:

Amend the bill by striking out all after the enacting clause and substituting therefor the following:

SECTION 1. Section 1 of chapter 156 of the Laws of 1913 is hereby amended by inserting after the word "minor" in the first line of said section the words "under eighteen years of age"; and by striking out the words "one night" and inserting in place thereof the words "two nights"; also by adding at the end of said section the words "and *provided further* that in mercantile establishments one hour and one quarter at least for dinner and, on days when she shall be employed after eight o'clock p. m., one hour and one quarter at least for supper be so allowed each female," so that said section as amended shall read as follows:

"SECTION 1. No female and no minor under eighteen years of age shall be employed or be permitted to work in any manufacturing, mechanical or mercantile establishment, laundry or restaurant, or confectionery store, or by any express or transportation company, in this state, more than ten and one-quarter hours during any one day or more than fifty-five hours in any one week. The hours may be so arranged as to permit the employment of females at any

time, but they shall not work more than ten and one-quarter hours during the twenty-four hours of any one day, nor more than fifty-five hours during one week. If, however, any part of a female's daily employment is performed between the hours of eight o'clock p. m. and six o'clock a. m. of the following day, all the employment shall be considered night work, and no such female so employed at night work shall be employed or permitted to work thereat more than eight hours in any twenty-four hours nor more than forty-eight hours during the week. If any such female is employed not more than two nights in the week (after eight o'clock as herein provided) then such female may be permitted to work fifty-five hours in any such week. *Provided* that at least one hour for dinner be allowed each female during her working period, but no part of such hour shall be considered as a part of the permitted period of daily employment. And *provided further* that in mercantile establishments one hour and one quarter at least for dinner and, on days when she shall be employed after eight o'clock p. m., one hour and one quarter at least for supper be so allowed each female.

"SECT. 2. The provisions of section 1 of chapter 156 of the Laws of 1913, as amended by this act, shall not apply to the mercantile establishments of the state for the period of seven days immediately preceding Christmas day in each year, but the total number of hours of labor for any regular female employee or minor under eighteen years of age shall not exceed fifty-five hours per week for the full year. In the case of time lost through accident in any manufacturing establishment sufficient time outside the regular daily working hours may be worked by any female or minor under eighteen years of age to make up the time lost through such accident, *provided* the hours of actual labor shall not exceed ten and one-fourth hours in any one day.

"SECT. 3. This act shall take effect upon its passage and all acts or parts of acts inconsistent herewith are hereby repealed."

The report was accepted.



Senator Kenney moved that there be a division on the question of amendments and that they be taken up separately.

The question being,

Shall the amendment proposed in section 1 be adopted?

(Discussion ensued.)

Senator Kenney demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:

Senators Bailey, Clark, Kinney, Danforth, Smith, Howard, Weeks, Wagner, Marcotte, Whiting, Perkins.

The following named senators voted in the negative:

Senators Crossman, Woodbury, Musgrove, Shannon, Lucier, Martin, Kenney, Varney, Parsons.

Eleven senators having voted in the affirmative and nine senators having voted in the negative, the amendment was adopted.

The question being,

Shall the amendment proposed in section 2 be adopted?

The affirmative prevailed on a *viva voce* vote and the amendment was adopted.

The question being,

Shall the amendment proposed in section 3 be adopted?

The affirmative prevailed on a *viva voce* vote and the amendment was adopted, and the bill, as amended, was ordered to a third reading this afternoon at two o'clock.

Senator Mathes, for the Committee on Labor, to whom was referred House Bill No. 320, An act to promote the public health by providing for one day of rest in seven for employees in certain employments, having considered the same, reported the same with the following amendments and recommended its passage:

Amend section 1 by striking out the words "twenty-four" in the fifth line and inserting instead thereof the word "eighteen," so that said section as amended shall read:

"SECTION 1. Every employer of labor, whether a person,

partnership, or corporation, engaged in carrying on any factory or mercantile establishment in this state, shall allow every person, except those specified in section 2, employed in such factory or mercantile establishment at least eighteen consecutive hours of rest in every seven consecutive days. No employer shall operate any such factory or mercantile establishment on Sunday, unless he shall have complied with section 3; *provided, however*, that this act shall not authorize any work on Sunday not now authorized by law."

Amend section 2 by adding at the end thereof the words "(4) delivering and harvesting ice," so that said section shall read:

"SECT. 2. This act shall not apply to (a) janitors, (b) watchmen, (c) employees whose duties include no work on Sunday other than (1) setting sponges in bakeries, (2) caring for live animals, (3) maintaining fires, (4) delivering and harvesting ice."

The report was accepted.

The question being upon the adoption of the amendment,

(Discussion ensued.)

Senator Kenney demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:

Senators Woodbury, Shannon, Kinney, Danforth, Smith, Howard, Weeks, Martin, Wagner, Marcotte, Varney, Whiting, Perkins.

The following named senators voted in the negative:

Senators Crossman, Musgrove, Lucier, Kenney, Parsons.

Thirteen senators having voted in the affirmative and five senators having voted in the negative, the amendment was adopted and the bill, as amended, ordered to a third reading this afternoon at two o'clock.

The following report of the Committee on Engrossed Bills was read and accepted:

## BILLS ENGROSSED.

The committee have examined and found correctly engrossed the following bills and joint resolutions:

House Joint Resolution No. 5, Joint resolution for the repair of Lost River road in the Kinsman Notch.

House Joint Resolution No. 15, Joint resolution in favor of repairing the Pinkham Woods road in the town of Randolph and Martin's Location.

House Joint Resolution No. 25, Joint resolution to provide additional accommodations at the School for Feeble-Minded Children.

House Joint Resolution No. 37, Joint resolution in favor of permanent improvement of the state highway leading from Little Diamond pond to Big Diamond pond in the town of Stewartstown.

House Joint Resolution No. 49, Joint resolution for the completion of the state highway in the town of Wakefield leading from East Wakefield to the state line at Newfield, Maine.

House Joint Resolution No. 51, Joint resolution for the repair and improvement of road leading from Lancaster line through Jefferson to Randolph.

House Joint Resolution No. 72, Joint resolution in favor of the construction of a permanent highway leading from Pontook Falls in Dummer, through West Milan, to Stark.

House Joint Resolution No. 75, Joint resolution for the repair of road leading from Lancaster fire precinct line through Lancaster to Jefferson.

House Joint Resolution No. 78, Joint resolution for the repair and improvement of road leading from Randolph line to the Boston & Maine Railroad crossing on Gorham hill, so called, in Gorham.

House Joint Resolution No. 104, Joint resolution in favor of Frank A. McDonnell of Franklin.

House Joint Resolution No. 119, Joint resolution to make available certain highway money.

House Joint Resolution No. 120, Joint resolution in favor of John N. Haines and others.



House Joint Resolution No. 121, Joint resolution appropriating money for the New Hampshire College of Agriculture and the Mechanics Arts, for the erection of buildings and other purposes.

House Joint Resolution No. 122, Joint resolution providing for certain deficiencies for the year ending August 31, 1915.

Senate Bill No. 23, An act in amendment of chapter 215, Laws of 1891, entitled "An act to incorporate the Manchester Safety Deposit and Trust company."

Senate Bill No. 69, An act in amendment of chapter 312, Laws of 1911, entitled "An act to incorporate the Walpole & Alstead Street Railway company."

Senate Bill No. 70, An act in relation to legislative transportation.

House Bill No. 11, An act to change the name of White pond to White lake.

House Bill No. 32, An act in amendment of section 10, chapter 78, Laws of 1897, relating to the ballots for use at biennial elections.

House Bill No. 51, An act in relation to collateral legacies and successions and to provide for an assistant attorney-general.

House Bill No. 149, An act relating to the equipment of freight cars.

House Bill No. 173, An act to amend the charter of the city of Berlin.

House Bill No 292, An act in amendment of chapter 185 of the Laws of 1913, relating to the inspection and licensing of boats, and the examination and licensing of their captains, masters, engineers, and pilots.

House Bill No. 293, An act relating to the registration of motor boats and the provision and care of lights, buoys, and other aids to navigation.

House Bill No. 331, An act relating to the issue of securities by public utilities.

House Bill No. 420, An act in amendment of chapter 24

of the Laws of 1907, relating to measurement and description of prisoners.

House Bill No. 469, An act in amendment of chapter 113 of the Public Statutes, relating to diseases of domestic animals.

House Bill No. 500, An act in relation to fire escapes.

House Bill No. 526, An act in amendment of chapter 133 of the Laws of 1911, entitled "An act repealing chapter 86 of the Laws of 1905, and chapter 154 of the Laws of 1909, and enacting a motor vehicle law," as amended by chapter 81 and chapter 171 of the Laws of 1913.

House Bill No. 528, An act in amendment of chapter 126 of the Laws of 1907, relating to water works owned by towns.

House Bill No. 532, An act to regulate the sale of lightning rods.

House Bill No. 539, An act in amendment of section 6 of chapter 96, Laws of 1901, relating to high schools and academies, as amended by chapter 90, Laws of 1905.

House Bill No. 552, An act to regulate the sale and to standardize the strength and purity of fungicides and insecticides.

House Bill No. 555, An act legalizing the town meeting of the town of North Hampton, held March 9, 1915.

House Bill No. 569, An act in amendment of chapter 167, Laws of 1913, entitled "An act to provide for the election of delegates to national conventions by direct vote of the people."

House Bill No. 573, An act in amendment of chapter 128, Laws of 1909, as amended by chapter 166, Laws of 1911, entitled "An act to improve the state system of forest protection."

House Bill No. 581, An act legalizing the town meeting of the town of Bradford, held March 9, 1915.

House Bill No. 583, An act to provide for filling vacancies in the office of secretary of state.

House Bill No. 586, An act to legalize the town meeting of the town of Carroll, held March 9, 1915, and for other purposes.

House Bill No. 587, An act in amendment of chapter 269, Laws of 1891, as amended by chapter 162, Laws of 1893, entitled "An act to authorize the Goffstown fire precinct to establish water works."

A. J. LUCIER,  
*For the Committee.*

SPECIAL ORDER.

Senator Kenney called for the special order, it being Senate Bill No. 10, An act in amendment of section 4, chapter 359 of the Laws of 1911, entitled "An act to establish a board of public works for the city of Manchester."

The question being stated,

Shall the report of the minority that the bill ought to pass, be substituted for the report of the majority that it is inexpedient to legislate?

(Discussion ensued.)

Senator Kenney demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:

Senators Lucier, Kenney.

The following named senators voted in the negative:

Senators Bailey, Crossman, Musgrove, Shannon, Kinney, Danforth, Smith, Howard, Weeks, Martin, Wagner, Marcotte, Varney, Whiting, Perkins.

Two senators having voted in the affirmative and fifteen senators having voted in the negative, the negative prevailed and the motion to substitute the report of the minority for that of the majority was declared lost.

The question being,

Shall the report of the majority, that it is inexpedient to legislate, be adopted?

The affirmative prevailed on a *viva voce* vote and the resolution was adopted.

BILL RECALLED FROM THE HOUSE OF REPRESENTATIVES.

On motion of Senator Crossman, the following resolution was adopted:



*Resolved*, That the House of Representatives be requested to return Senate Bill No. 73, An act to promote the growing of timber.

## RECONSIDERATION OF VOTE.

On motion of Senator Martin, the rules were so far suspended that the vote whereby the amendments to Senate Bill No. 17, An act in relation to the deposit of public funds in banks, were adopted, was reconsidered.

On motion of Senator Martin, the Senate refused to concur in the amendments sent up from the House of Representatives, and the Senate voted to ask for a committee of conference.

The President appointed as members of such committee on the part of the Senate, Senators Martin, Wagner, Varney.

On motion of Senator Danforth, the Senate voted to take a recess until 1.55 o'clock.

(Recess.)

The Senate reassembled.

The following message was received from the House of Representatives by its clerk:

## HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has passed a bill with the following title, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 577, An act to authorize the Concord and Montreal Railroad to unite with other New Hampshire railroads and to authorize certain leases and contracts.

The message further announced that the House of Representatives has concurred with the Honorable Senate in the passage of the following bill:

Senate Bill No. 75, An act to establish a village improvement precinct in Danbury.

The message also announced that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following bills:

House Bill No. 562, An act in relation to the taxation of fur-bearing animals.

House Bill No. 545, An act in amendment of section 5, chapter 183 of the Session Laws of 1893, relating to the Manchester water works.

House Bill No. 57, An act in relation to the city of Manchester, establishing a board of registrars in said city.

The message further announced that the House of Representatives refuses to concur with the Honorable Senate in its refusal to sustain the veto of His Excellency, the Governor, on the following entitled bill:

Senate Bill No. 66, An act in amendment of section 2 of chapter 165 of the Laws of 1913, entitled "An act abolishing the board of fish and game commissioners and creating the office of fish and game commissioner."

The House of Representatives concurs with the Honorable Senate in its adoption of the report of the committee of conference on the following entitled bill:

House Bill No. 97, An act in amendment of chapter 35, Session Laws of 1901, as amended by chapter 195, Session Laws of 1911, relating to the sale of feeding-stuffs.

The House of Representatives has acceded to the request of the Honorable Senate and herewith returns Senate Bill No. 73, An act to promote the growing of timber.

#### BILL RETURNED FROM THE HOUSE.

Pursuant to a request, the House of Representatives returned Senate Bill No. 73, An act to promote the growing of timber.

On motion of Senator Crossman, the rules were so far suspended that the Senate voted to reconsider the vote whereby the bill passed.

On motion of the same senator, the rules were so far suspended that the Senate voted to reconsider the vote whereby the bill was ordered to a third reading.

On motion of the same senator, the bill was committed to the Committee on the Judiciary.

## READ AND REFERRED.

On motion of Senator Varney, the rules were so far suspended that the following entitled bill sent up from the House of Representatives was read a first and second time by title and referred:

To the Committee on the Judiciary,

House Bill No. 577, An act to authorize the Concord and Montreal Railroad to unite with other New Hampshire railroads and to authorize certain leases and contracts.

## INTRODUCTION OF A BILL.

Senator Lucier, under a suspension of the rules, sixteen senators having actually voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid on the table to be printed and referred to the Committee on Education:

Senate Bill No. 83, An act in amendment of chapter 93 of the Public Statutes, relating to the attendance of children at school.

## BILL TAKEN FROM THE TABLE.

Senator Musgrove moved that House Bill No. 170, An act to prevent the increase of drunkenness in no-license cities and towns, be taken from the table.

The question being stated,

Shall the bill be taken from the table?

The negative prevailed on a *viva voce* vote.

Senator Musgrove demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:

Senators Bailey, Crossman, Woodbury, Shirley, Musgrove, Kinney, Danforth, Cain, Smith, Martin, Varney, Perkins.

The following named senators voted in the negative:

Senators Shannon, Clark, Howard, Lucier, Weeks, Kenney, Wagner, Marcotte, Whiting, Parsons.

Twelve senators having voted in the affirmative and ten



senators having voted in the negative, the affirmative prevailed, and the bill was taken from the table.

The question being upon the adoption of the amendment proposed by the committee,

Amend section 2, as amended, by striking out all of said amended section and by substituting therefor the following:

"SECT. 2. If any person shall be convicted of a violation of section 1 of this act, he shall be punished by a fine of not more than ten dollars, and imprisonment in the house of correction for not less than thirty days nor more than ninety days for each offense; but the court may suspend the whole or any part of the penalty thus imposed, upon such conditions as it may determine."

Senator Shannon demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:

Senators Bailey, Crossman, Woodbury, Shirley, Musgrove, Kinney, Danforth, Cain, Smith, Howard, Lucier, Weeks, Martin, Kenney, Marcotte, Varney, Whiting, Perkins, Parsons.

The following named senators voted in the negative:

Senators Shannon, Wagner.

Nineteen senators having voted in the affirmative and two senators having voted in the negative, the affirmative prevailed, and the amendment was adopted.

Senator Lucier offered the following amendment and moved its adoption:

Amend section 1 by striking out the words "purchase, or" in the fifth line, so that said section as amended shall read:

"SECTION 1. In the cities and towns in which the provisions of chapter 112 of the Public Statutes, and amendments thereto are, in force and effect if any person is convicted of drunkenness, it shall be unlawful for such person to have in his possession any intoxicating liquor within a period of twelve months after the time of such conviction."

The question being upon the adoption of the amendment,

(Discussion ensued.)

The negative prevailed on a *viva voce* vote.

Senator Wagner demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:

Senators Bailey, Shannon, Clark, Danforth, Cain, Smith, Howard, Lucier, Weeks, Kenney, Wagner, Marcotte, Parsons.

The following named senators voted in the negative:

Senators Crossman, Woodbury, Shirley, Musgrove, Kinney, Martin, Varney, Perkins.

Thirteen senators having voted in the affirmative and eight senators having voted in the negative, the affirmative prevailed, the amendment adopted and the bill, as amended, ordered to a third reading this afternoon at two o'clock.

On motion of Senator Varney, the Senate adjourned.

## AFTERNOON.

### THIRD READINGS.

The following entitled House bill was read a third time:  
House Bill No. 170, An act to prevent the increase of drunkenness in no-license cities and towns.

The question being,

Shall the bill pass?

The affirmative prevailed on a *viva voce* vote.

Senator Wagner demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:

Senators Bailey, Crossman, Woodbury, Shirley, Musgrove, Danforth, Cain, Smith, Howard, Martin, Varney, Perkins.

The following named senators voted in the negative:

Senators Shannon, Lucier, Weeks, Kenney, Wagner, Marcotte, Parsons.

Senator Kinney, voting in the affirmative, was paired with Senator Whiting, voting in the negative.

Twelve senators having voted in the affirmative and seven

senators having voted in the negative, the bill passed and was sent to the House of Representatives for concurrence in Senate amendments.

On motion of Senator Martin, the rules were so far suspended that the following entitled bills were severally read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendments:

House Bill No. 575, An act in amendment of chapter 23 of the Public Statutes, as amended by chapter 157 of the Laws of 1913, relating to senatorial districts.

House Bill No. 320, An act to promote the public health by providing for one day of rest in seven for employees in certain employments.

House Bill No. 511, An act relating to the laying out of highways in the city of Manchester.

On motion of Senator Martin, the rules were so far suspended that the following bill was read a third time by title:

House Bill No. 240, An act in amendment of chapter 156 of the Session Laws of 1913, relating to the hours of labor for women.

The question being stated,

Shall the bill pass?

Senator Kenney demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:

Senators Woodbury, Shirley, Clark, Kinney, Danforth, Cain, Smith, Howard, Wagner, Marcotte, Varney, Perkins, Parsons.

The following named senators voted in the negative:

Senators Musgrove, Shannon, Lucier, Weeks, Martin, Kenney.

Thirteen senators having voted in the affirmative and six senators having voted in the negative, the affirmative prevailed, the bill passed and sent to the House of Representatives for concurrence in Senate amendments.

On motion of Senator Martin, the rules were so far suspended that the following entitled bill was read a third



time by title, passed and sent to the House of Representatives for concurrence:

Senate Bill No. 72, An act regulating the taxation of automobiles and motor vehicles.

On motion of Senator Martin, the rules were so far suspended that the following entitled bills were read a third time by title and passed:

House Bill No. 200, An act in relation to investments of savings banks.

House Bill No. 368, An act relating to the terms of the superior court.

House Bill No. 451, An act relating to state banks and trust companies.

House Bill No. 515, An act in relation to construction of sidewalks in the city of Nashua.

House Bill No. 570, An act fixing the penalty for tampering with the fire-alarm system of any city or town of the state.

House Bill No. 578, An act in amendment of the Public Statutes, chapter 251, section 1, as amended by the Laws of 1901, chapter 87, section 1, relating to search warrants.

The following joint resolution was read a third time and passed:

House Joint Resolution No. 116, Joint resolution relating to the calling of the constitutional convention.

The following joint resolution was read a third time:

House Joint Resolution No. 118, Joint resolution in relation to the National Guard.

The question being stated,

Shall the joint resolution pass?

On motion of Senator Howard, the joint resolution was laid upon the table.

On motion of Senator Perkins, the Senate adjourned.

WEDNESDAY, APRIL 14, 1915.

The Senate met according to adjournment.

The reading of the journal having been commenced, on motion of Senator Lucier, the rules were so far suspended that its further reading was dispensed with.

COMMITTEE REPORTS.

Senator Martin, for the Committee on the Judiciary, to whom was referred House Bill No. 566, An act in amendment of chapter 76 of the Public Statutes, relating to damages happening in the use of highways, as amended by chapter 19, Laws of 1913, having considered the same, reported the same with the following amendment and recommended its passage:

Amend said bill by adding between the words "load" and "exceeds" the words "and carriage," so that said section as amended shall read as follows:

SECTION 1. Chapter 76, section 3 of the Public Statutes, as amended by chapter 19 of the Laws of 1913, is hereby amended by striking out all of said section, and inserting in the place thereof the following:

"Towns and other municipal corporations shall not be liable for such damages to a person traveling upon a bridge, culvert, or sluiceway when the weight of the load, inclusive of the carriage or the carriage alone, exceeds six tons; *provided, however*, that all new bridges upon main trunk lines and cross-state highways shall be constructed to bear not less than ten tons, but towns and municipal corporations shall not be liable where the total weight of the load and carriage exceeds six tons."

The report was accepted, amendment adopted and the bill, as amended, ordered to a third reading this afternoon at two o'clock.

Senator Crossman, for the Committee on Public Health, to whom was referred House Bill No. 458, An act to regulate the storage, distribution and sale of cold storage food, hav-

ing considered the same, reported the same with the following amendment and recommended its passage:

Amend section 1 by striking out the words "and butter" in the last line, and inserting the word "and" before the word "eggs" in the same line, so that said section as amended shall read:

"SECTION 1. The term 'cold storage,' as used in this act, shall be construed to mean the storage of articles of food at or below a temperature of forty degrees Fahrenheit in cold-storage or refrigerating warehouses.

"The term 'cold storage' or 'refrigerating warehouse,' as used in this act, shall be construed to mean an establishment employing refrigerating machinery or ice for the purpose of refrigeration, or a place otherwise artificially cooled, in which articles of food are stored for thirty days or more at a temperature of forty degrees Fahrenheit or below.

"The term 'article of food,' as used in this act, shall be interpreted to include fresh meat, fresh meat products, except in process of manufacture, fresh food fish, game, poultry and eggs."

The report was accepted, amendment adopted and the bill, as amended, ordered to a third reading this afternoon at two o'clock.

Senator Martin, for the Committee on the Judiciary, to whom was referred House Bill No. 237, An act relating to the management and control of state institutions, having considered the same, reported the same with the following amendments and recommended its passage:

Amend section 5 of said bill by adding at the end thereof the words "and fix their compensation," so that said section as amended shall read as follows:

"SECT. 5. Said board of trustees shall employ at an annual salary, approved by the governor and council, a competent person to act as business manager of state institutions and shall prescribe his powers and duties. They shall also have authority to employ such clerical assistance as may be necessary for the proper performance of duties imposed upon them by this act and fix their compensation."



Further amend said bill by striking out section 16 and inserting in place thereof the following:

"SECT. 16. This act shall take effect thirty days after the appointment and qualification of the trustees provided for herein."

The report was accepted, amendments adopted, and the bill, as amended, ordered to a third reading this afternoon at two o'clock.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 588, An act in amendment of section 1, chapter 115, Session Laws of 1913, relating to the exemption from taxation of property of educational, charitable, religious and temperance societies and military organizations, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

Senator Varney, for the Committee on Finance, to whom was referred House Joint Resolution No. 3, Joint resolution for the treatment of persons afflicted with tuberculosis, particularly in the advanced stages;

House Joint Resolution No. 83, Joint resolution in favor of appropriating three hundred dollars for the representation of New Hampshire grown fruit at the New England fruit show;

House Joint Resolution No. 112, Joint resolution appropriating money to encourage the sheep industry in New Hampshire, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and joint resolutions severally ordered to a third reading this afternoon at two o'clock.

Senator Danforth, for the Committee on Fisheries and Game, to whom was referred House Joint Resolution No. 40, Joint resolution for increasing and protecting the oyster beds in Great Bay and its tributaries, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution ordered to a third reading this afternoon at two o'clock.

Senator Wagner, for the Committee on Revision of the Laws, to whom was referred House Bill No. 585, An act to amend section 21 of chapter 95 of the Laws of 1903, entitled "An act to regulate the traffic in intoxicating liquor," having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution adopted.

Senator Danforth, for the Committee on Fisheries and Game to whom was referred House Bill No. 234, An act for the protection of trout in Little Diamond pond, having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution adopted.

Senator Danforth, for the Committee on Public Health, to whom was referred House Bill No. 579, An act in amendment of the Laws of 1909, chapter 162, section 2, as amended by the Laws of 1911, chapter 7, section 1, relating to the sale of morphine, heroin, codine and cocaine, having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution adopted.

Senator Danforth, for the Committee on Fisheries and Game, to whom was referred Senate Bill No. 19, An act to close a portion of Contoocook river for fishing through the ice for the term of five years, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

#### MAJORITY AND MINORITY REPORT.

Senator Wagner, for a majority of the Committee on Revision of the Laws, to whom was referred House Bill No.

572, An act authorizing the attorney-general to have payment made by county treasurers of expenses incurred in connection with the prosecution of offenders against the prohibitory laws of this state, having considered the same, reported the same with the following resolution;

*Resolved*, That it is inexpedient to legislate.

Senator Kinney, for a minority of the Committee on Revision of the Laws, to whom was referred House Bill No. 572, An act authorizing the attorney-general to have payment made by county treasurers of expenses incurred in connection with the prosecution of offenders against the prohibitory laws of this state, having considered the same, reported the same without amendment and recommended its passage.

The reports were accepted.

Senator Kinney moved that the report of the minority be substituted for the report of the majority.

The question being,

Shall the report of the minority that the bill ought to pass, be substituted for the report of the majority that it is inexpedient to legislate?

The negative prevailed on a *viva voce* vote.

Senator Crossman demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:

Senators Crossman, Woodbury, Shirley, Kinney, Smith, Mathes, Perkins.

The following named senators voted in the negative:

Senators Bailey, Shannon, Clark, Danforth, Cain, Howard, Lucier, Weeks, Martin, Kenney, Wagner, Marcotte, Varney, Whiting, Parsons.

Seven senators having voted in the affirmative and fifteen senators having voted in the negative, the negative prevailed and the motion was declared lost.

The question being,

Shall the resolution of the majority that it is inexpedient to legislate, be adopted?



The affirmative prevailed on a *viva voce* vote and the resolution was adopted.

#### RECONSIDERATION OF VOTE.

Senator Crossman moved to reconsider the vote whereby the resolution of the Committee on Public Health that it is inexpedient to legislate on the following entitled bill, House Bill No. 579, An act in amendment of the Laws of 1909, chapter 162, section 2, as amended by the Laws of 1911, chapter 7, section 1, relating to the sale of morphine, heroin, codine and cocaine.

The question being stated,

Shall the vote be reconsidered?

The affirmative prevailed on a *viva voce* vote.

On motion of Senator Crossman, the bill was laid upon the table.

The following message was received from the House of Representatives by its clerk:

#### HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has voted to concur with the Honorable Senate in its amendments to the following bill:

House Bill No. 549, An act in relation to licensing foreign insurance companies.

The message also announced that the House of Representatives has passed bills with the following titles, and joint resolution in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 593, An act in amendment of section 2 of chapter 38 of the Public Statutes, in relation to the election of representatives to the General Court.

House Joint Resolution No. 41, Joint resolution appropriating money for the use of Dartmouth College.

House Bill No. 157, An act to create a voting precinct in the town of Swanzey.

The message also announced that the House of Representatives concurs with the Honorable Senate in the pas-

sage of the following entitled bill, with amendment, in the passage of which amendment the House asks the concurrence of the Honorable Senate:

House Bill No. 410, An act providing for the practice of medicine.

Amend section 4 of said bill by striking out in the second line thereof the word "earlier" and inserting in place thereof the word "later."

On motion of Senator Lucier, the Senate voted to concur in the foregoing amendment sent up from the House of Representatives.

The message further announced that the House of Representatives refuses to concur with the Honorable Senate in its amendments to the following entitled bill sent down from the Honorable Senate:

House Bill No. 487, An act to prevent corrupt practices at elections, to regulate expenditures for political purposes and provide for the publicity thereof, and asks for a committee of conference, and the Speaker has named as members of such committee on the part of the House, Messrs. Lyford of Concord, Tilton of Tilton and Glessner of Bethlehem.

On motion of Senator Cain, the Senator voted to accede to the request of the House of Representatives for a committee of conference on the foregoing bill.

The message further announced that the House of Representatives has passed the following resolution:

*Resolved*, That the House of Representatives invite the Honorable Senate to sit with it during recess today to listen to the arguments on the railroad reorganization bill, House Bill No. 494 (In fourth new draft).

On motion of Senator Crossman, the Senate voted to accept the foregoing invitation.

#### MESSAGE FROM HIS EXCELLENCY, THE GOVERNOR.

The following message was received from His Excellency, the Governor, by the Honorable Edward N. Pearson, secretary of state:

STATE OF NEW HAMPSHIRE.

EXECUTIVE DEPARTMENT.

EXECUTIVE COUNCIL CHAMBER, CONCORD, April 14, 1915.

*To the Honorable Senate and House of Representatives:*

GENTLEMEN:—Having a communication which I desire to make to the Honorable Senate and the House of Representatives, I respectfully request that I may be notified at what time I may have an opportunity to appear before both houses in joint convention assembled.

ROLLAND H. SPAULDING,  
*Governor.*

The following message was received from the House of Representatives by its clerk:

HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has passed the following resolution:

*Resolved*, That the House of Representatives will meet the Honorable Senate in joint convention this afternoon at two-thirty o'clock in accordance with a request from His Excellency, the Governor.

On motion of Senator Cain, the following resolution was adopted:

*Resolved*, That the Senate will meet the House of Representatives in joint convention this afternoon at 2.30 o'clock in accordance with a request from His Excellency, the Governor.

On motion of Senator Crossman, the Senate voted to take a recess until 1.55 o'clock.

(Recess.)

The Senate reassembled.



## BILL RECALLED FROM THE GOVERNOR.

On motion of Senator Woodbury, the following resolution was adopted:

*Resolved*, That the governor be requested to return to the Senate for the purpose of amendment, House Joint Resolution No. 121, Joint resolution appropriating money for the New Hampshire College of Agriculture and the Mechanic Arts, for the erection of buildings and other purposes.

Pursuant to the request, the governor returned to the Senate the following joint resolution, House Joint Resolution No. 121, Joint resolution appropriating money for the New Hampshire College of Agriculture and the Mechanic Arts, for the erection of buildings and for other purposes.

On motion of Senator Woodbury, the Senate voted that the rules be suspended and the vote whereby House Joint Resolution No. 121, Joint resolution appropriating money for the New Hampshire College of Agriculture and the Mechanic Arts, passed, be reconsidered.

On motion of Senator Woodbury, the Senate voted that the rules be further suspended and the vote whereby House Joint Resolution No. 121, Joint resolution appropriating money for the New Hampshire College of Agriculture and the Mechanic Arts, was ordered to a third reading, be reconsidered.

Senator Woodbury offered the following amendment and moved its adoption:

Amend said joint resolution by striking out the words "prepared by the state architect" in the eighth and ninth lines, so that said joint resolution as amended shall read as follows:

"That the sum of one hundred and sixty-four thousand dollars be and the same is hereby appropriated for the New Hampshire College of Agriculture and the Mechanic Arts, said appropriation to be expended as follows: Sixty thousand dollars of said appropriation is to be expended for the erection of a dormitory or commons (as the trustees may

deem most necessary) and the equipment of the same, for the housing and accommodation of the students, said building to be erected under the direction and supervision of the governor and council from plans approved by the trustees of the college; six thousand dollars is hereby appropriated for the years ending August 31, 1916, and August 31, 1917, for co-operative agricultural extension work under the provisions of the Smith-Lever act, viz., twenty-one hundred dollars for the year ending August 31, 1916, and thirty-nine hundred dollars for the year ending August 31, 1917; the sum of ninety-eight thousand dollars (the balance of said appropriation) is to be expended for the maintenance and current expenses of said college, and other necessary items connected with the college. And the governor is hereby authorized to draw his warrant for said sum out of any money in the treasury not otherwise appropriated."

On motion of Senator Cain, the bill, with the foregoing amendment, was recommitted to the Committee on Finance.

#### BILL TAKEN FROM THE TABLE.

On motion of Senator Crossman, House Bill No. 579, An act in amendment of the Laws of 1909, chapter 162, section 2, as amended by the Laws of 1911, chapter 7, section 1, relating to the sale of morphine, heroin, codine and cocaine, was taken from the table.

The question recurring,

Shall the resolution of the committee that it is inexpedient to legislate, be adopted?

The negative prevailed on a *viva voce* vote.

On motion of Senator Crossman, the bill was recommitted to the Committee on Public Health.

#### INTRODUCTION OF COMMITTEE REPORTS.

On motion of Senator Varney, the rules were so far suspended as to allow the introduction of the following committee reports:

Senator Varney, for the Committee on Finance, to whom was referred House Joint Resolution No. 70, Joint reso-

lution appropriating money to aid agricultural fairs, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution ordered to a third reading this afternoon at two o'clock.

Senator Bailey, for the Committee on Forestry, to whom was referred House Bill No. 531, An act in amendment of chapter 166, Laws of 1911, entitled "An act in amendment of chapter 128, Laws of 1909, entitled 'An act to improve the state system of forest protection,' " having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

Senator Clark, for the Committee on State Prison and Industrial School, to whom was referred House Joint Resolution No. 105, Joint resolution for certain improvements at the state prison, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution referred to the Committee on Finance under the rules.

Senator Martin, for the Committee on State Hospital, to whom was referred House Joint Resolution No. 117, Joint resolution to provide additional accommodations at the New Hampshire State Hospital, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution referred to the Committee on Finance under the rules.

#### MAJORITY AND MINORITY REPORT.

Senator Cain, for a majority of the Committee on the Judiciary, to whom was referred Senate Bill No. 59, An act prescribing the number of employees to be used in switching cars or making up of trains, having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

Senator Lucier, a minority of the Committee on the



Judiciary, to whom was referred Senate Bill No. 59, An act prescribing the number of employees to be used in switching cars or making up of trains, having considered the same, reported the same with the following amendment and recommended its passage:

Amend said bill by striking out all of section 1 and substituting in place thereof the following:

"SECTION 1. It shall be unlawful for any person, firm or corporation engaged exclusively in the business of operating a steam railroad for the transportation of passengers and freight to operate railroad switch engines within the limits of the State of New Hampshire for the purpose of switching cars or making up trains with less than a full crew, consisting of not less than one engineer, one fireman, one conductor and three brakemen, unless the said person, firm or corporation, by petition addressed to the public service commission, shall secure an order permitting them to operate such railroad switch engines with less than a full crew."

The reports were accepted.

Senator Lucier moved that the report of the minority be substituted for the report of the majority and, with that motion pending, moved that the bill be laid upon the table and made a special order for tomorrow morning at 11.05 o'clock.

#### PRINTING OF BILL AUTHORIZED.

On motion of Senator Danforth, the following resolution was adopted:

*Resolved*, That the clerk be authorized to have printed House Bill No. 36, An act to revise the fish and game laws, in its present amended form.

#### READ AND REFERRED.

On motion of Senator Varney, the rules were so far suspended that the following entitled bills sent up from the House of Representatives were severally read a first and second time by title and referred:

To the Committee on the Judiciary,

House Bill No. 157, An act to create a voting precinct in the town of Swanzey.

House Bill No. 593, An act in amendment of section 2 of chapter 38 of the Public Statutes, in relation to the election of representatives to the General Court.

The following joint resolution sent up from the House of Representatives was read a first and second time and referred:

To the Committee on Finance,

House Joint Resolution No. 41, Joint resolution appropriating money for the use of Dartmouth College.

On motion of Senator Whiting, the Senate adjourned.

#### AFTERNOON.

##### RECONSIDERATION OF VOTE.

On motion of Senator Wagner, the Senate voted to reconsider the vote whereby the following entitled bill, House Bill No. 458, An act to regulate the storage, distribution and sale of cold storage food, was ordered to a third reading.

On motion of Senator Wagner, the bill was recommitted to the Committee on Public Health.

##### THIRD READINGS.

On motion of Senator Cain, the rules were so far suspended that the following entitled bills were severally read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendments:

House Bill No. 237, An act relating to the management and control of state institutions.

House Bill No. 566, An act in amendment of chapter 76 of the Public Statutes, relating to damages happening in the use of highways, as amended by chapter 19, Laws of 1913.

On motion of Senator Cain, the rules were so far suspended that the following entitled bill was read a third time by title, passed and sent to the House of Representatives for concurrence:

Senate Bill No. 19, An act to close a portion of the Contoocook river for fishing through the ice for the term of five years.

On motion of Senator Cain, the rules were so far suspended that the following entitled bills were severally read a third time by title and passed:

House Bill No. 531, An act in amendment of chapter 166, Laws of 1911, entitled "An act in amendment of chapter 128, Laws of 1909, entitled 'An act to improve the state system of forest protection.' "

House Bill No. 588, An act in amendment of section 1, chapter 115, Session Laws of 1913, relating to the exemption from taxation of property of educational, charitable, religious and temperance societies and military organizations.

The following joint resolutions were severally read a third time and passed:

House Joint Resolution No. 3, Joint resolution for the treatment of persons afflicted with tuberculosis, particularly in the advanced stages.

House Joint Resolution No. 40, Joint resolution for increasing and protecting the oyster beds in Great Bay and its tributaries.

House Joint Resolution No. 70, Joint resolution appropriating money to aid agricultural fairs.

House Joint Resolution No. 83, Joint resolution in favor of appropriating three hundred dollars for the representation of New Hampshire grown fruit at the New England Fruit Show.

House Joint Resolution No. 112, Joint resolution appropriating money to encourage the sheep industry in New Hampshire.

#### BILL TAKEN FROM THE TABLE.

On motion of Senator Cain, the following entitled bill, Senate Bill No. 51, An act to revive the charter of the Pittsfield Loan & Trust company, as incorporated by chapter 213 of the Laws of 1901, was taken from the table.



Senator Cain moved that the bill be indefinitely postponed.

The question being stated,

Shall the bill be indefinitely postponed?

The affirmative prevailed on a *viva voce* vote and the bill was indefinitely postponed.

Agreeably to a foregoing motion, the Senate met the House of Representatives in joint convention.

(See House Proceedings.)

Upon returning to the Senate Chamber, on motion of Senator Marcotte, the Senate adjourned.

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#### THURSDAY, APRIL 15, 1915.

The Senate met according to adjournment.

The reading of the journal having been commenced, on motion of Senator Woodbury, the rules were so far suspended that its further reading was dispensed with.

#### COMMITTEE REPORTS.

Senator Varney, for the Committee on Finance, to whom was referred House Joint Resolution No 26, Joint resolution to make certain improvements at the Industrial School;

House Joint Resolution No 41, Joint resolution appropriating money for the use of Dartmouth College;

House Joint Resolution No 91, Joint resolution in favor of the Minute Men;

House Joint Resolution No 105, Joint resolution for certain improvements at the State Prison;

House Joint Resolution No. 117, Joint resolution to provide additional accommodations at the New Hampshire State Hospital, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the joint resolutions severally ordered to a third reading this afternoon at two o'clock.

Senator Cain, for the Committee on the Judiciary, to

whom was referred House Bill No. 547, An act licensing hawkers and peddlers of foreign and domestic fruits and vegetables in the city of Manchester, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

Senator Danforth, for the Committee on Public Health, to whom was referred House Bill No. 579, An act in amendment of the Laws of 1909, chapter 162, section 2, as amended by the Laws of 1911, chapter 7, section 1, relating to the sale of morphine, heroin, codine, and cocaine, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

Senator Varney, for the Committee on Finance, to whom was referred House Joint Resolution No. 121, Joint resolution appropriating money for the New Hampshire College of Agriculture and the Mechanic Arts, for the erection of buildings and other purposes, having considered the same, reported the same with the following amendment and recommended its passage:

Amend said joint resolution by striking out the words "prepared by the state architect and" in the eighth and ninth lines, so that said joint resolution as amended shall read as follows:

"That the sum of one hundred and sixty-four thousand dollars be and the same is hereby appropriated for the New Hampshire College of Agriculture and the Mechanic Arts, said appropriation to be expended as follows: Sixty thousand dollars of said appropriation is to be expended for the erection of a dormitory or commons (as the trustees may deem most necessary) and the equipment of the same, for the housing and accommodation of the students, said building to be erected under the direction and supervision of the governor and council from plans approved by the trustees of the college; six thousand dollars is hereby ap-

appropriated for the years ending August 31, 1916, and August 31, 1917, for co-operative agricultural extension work under the provisions of the Smith-Lever act, viz., twenty-one hundred dollars for the year ending August 31, 1916, and thirty-nine hundred dollars for the year ending August 31, 1917; the sum of ninety-eight thousand dollars (the balance of said appropriation) is to be expended for the maintenance and current expenses of said college, and other necessary items connected with the college. And the governor is hereby authorized to draw his warrant for said sum out of any money in the treasury not otherwise appropriated."

The report was accepted, amendment adopted and the joint resolution, as amended, ordered to a third reading this afternoon at two o'clock.

Senator Varney, for the Committee on Finance, to whom was referred House Bill No. 393, An act in amendment of chapter 163 of the Laws of 1913, relating to the department of agriculture, having considered the same, reported the same with the following amendments and recommended their passage:

Amend section 1 of said act by striking out the whole thereof and inserting instead thereof the following:

SECTION 1. Amend section 2 of chapter 163 of the Laws of 1913 by striking out the words "thirty-five" in line 14 and inserting in place thereof the words "twenty-five," and by striking out the word "eighteen" in the fifteenth line of said section and inserting instead thereof the word "thirteen," so that said section as amended shall read:

"SECT. 2. There shall be appointed by the governor, by and with the advice and approval of the council, a state commissioner of agriculture whose official title shall be commissioner of agriculture, and who shall give bond to the state, with surety or sureties approved by the governor and council, in the sum of ten thousand dollars, and who shall qualify by taking the oath of office before the secretary of state within ten days after his appointment. He shall hold office for three years, and until his successor is appointed and qualified. His salary shall be twenty-five



hundred dollars per annum, payable in monthly installments; and he shall be allowed his actual expenses when on official duty elsewhere than in the office of the department, the same to be verified by proper vouchers and audited by the state auditor. He may, subject to the approval of the governor and council, employ office assistants for said department, at an expense not to exceed thirteen hundred dollars annually."

Amend section 4 of said chapter 163, as amended by section 2 of said act, by striking out the word "direct" in the seventh sentence of said section 4 as amended, and inserting instead thereof the word "audit," so that said section as amended shall read:

"SECT. 4. It shall be the duty of the commissioner of agriculture and his deputy to devote their entire time to the duties of their office, in the promotion of every agricultural interest of public importance. To this end, the commissioner of agriculture shall hold one or more farmers' institute meetings in each county annually, and at least one state meeting. All such meetings shall be open to all citizens of the state and interests related to the department and co-operation of all other farm or kindred organizations seeking the development of agriculture in any of its branches shall be encouraged. He shall encourage the sale and occupancy of the unoccupied farms by permanent farmers and for summer homes. He shall prepare and send to the selectmen and assessors of the several towns and cities of the state suitable blanks containing inquiries designed to elicit the information required to compile statistics as to the number and value of live stock, including horses, cattle, sheep, swine and poultry; the acreage, yield and value of farm crops including hay, grain, potatoes and apples; also the amount and value of dairy, poultry, bee and maple sugar products. The selectmen and assessors of the several towns and cities shall fill out such blanks and return them to the commissioner at such times as he may designate. A summary of the returns so made shall be furnished by the commissioner to such newspapers within the state as desire

to publish the same. He shall audit the expenditure of the state money by the Granite State Dairymen's Association, the State Horticultural Society, or any other similar farm organization receiving state aid, and publish the results of such expenditure. He shall co-operate so far as may be practicable with the extension work of the New Hampshire College of Agriculture and the Mechanic Arts. The department of agriculture shall be opened to all who are engaged within this state in any form of agriculture, in any of their branches, or any allied vocation, for advice, either in person or through correspondence as to any matter involving such interest and to that end he shall gather, tabulate, index and keep on file statistics giving information of public interest upon the subject-matter of this department."

The report was accepted, amendments adopted and the bill, as amended, ordered to a third reading this afternoon at two o'clock.

Senator Varney, for the Committee on Finance, to whom was referred House Bill No. 557, An act to provide aid for dependent mothers, having considered the same, reported the same with the following amendments and recommended its passage:

Amend said act by striking out of sections 3, 4 and 5 of said act, wherever they may occur, the words "department of public instruction" and insert instead thereof the words "state board of charities and correction," so that said sections as amended shall read as follows:

"SECT. 3. A petition in writing, signed by the mother and verified by affidavit, asking for an allowance under the provisions of this act, and setting forth in detail the facts of the case, shall be filed with the school board of the town wherein such mother is a resident, and it shall be the duty of the school board to make immediate investigation of the facts. The school board shall then make an official written recommendation of the amount of support that such mother should receive and shall file the same, together with a copy

of such mother's petition, with the state board of charities and correction.

"SECT. 4. It shall be the duty of the state board of charities and correction to make a further personal investigation of the case, when the facts set forth in the original petition of such mother and recommendation of the school board warrant any action being taken, and increase or decrease the amount of the allowance recommended in the report of the school board on such case in their discretion, and such investigation shall be made by them within fourteen days of the date of the filing of the recommendation of the school board. The state board of charities and correction may increase or decrease the amount of such allowance at any time thereafter, to meet the varied needs of such mother, but no change in the amount of such allowance shall be made without an official recommendation in writing from the school board of the town wherein such mother is a resident, or a personal investigation by the state board of charities and correction at a period of not more than thirty days prior to such change in the amount of such allowance.

"SECT. 5. No aid shall be rendered to dependent mothers under the preceding sections of this act except under the following conditions: (1) the child, or children, for whose benefit the allowance is made must be living with the mother of such child, or children; (2) the allowance shall be made only when in the absence of such allowance the mother would be required to work regularly away from home and children, and when by means of such allowance she will be able to remain at home with her children; (3) the mother must, in the judgment of the school board of the town, or the state board of charities and correction, be a proper person, morally, physically and mentally, for the bringing up of her children; (4) no person shall receive the benefit of this act who shall not have been a resident of the state for at least two years next before the making of such application for an allowance under this act."

The report was accepted, amendments adopted and the



bill as amended, ordered to a third reading this afternoon at two o'clock.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 582, An act in amendment of chapter 115 of the Session Laws of 1913, entitled "An act to exempt property of educational, charitable and religious institutions and of temperance societies from taxation," having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted.

With the question pending, upon the adoption of the resolution, on motion of Senator Howard, the bill was laid upon the table.

Senator Varney, for the Committee on Finance, to whom was referred House Bill No. 208, An act for the reforestation of waste and cut-over land, having considered the same, reported the same with the following amendment and recommended its passage:

Amend section 2 by adding at the end thereof the following; "Not more than twenty-five acres of land shall be reforested by the state for any one person, firm or corporation, nor shall the state accept a deed from any person, firm or corporation that is, on the date of such proposed conveyance, the owner of any lands which shall have been reforested by the state unless such deed shall constitute an absolute conveyance without right of redemption under the terms of this act," so that said section 2 as amended shall read:

"SECT. 2. Whenever any person or persons shall deed to the state any tract of land adapted for forest growth, so that no cost of purchase shall accrue to the state, the forestry commission is authorized to accept and hold such tracts in the name of the state, and to reforest, protect and manage them subject to the limitations of this section. The donors of such land, or their heirs and assigns, shall have the right within ten years from the date of conveyance, to purchase it from the state at the cost of improvements with

interest at four per cent. per annum, and the secretary of state shall, upon the recommendation of the forestry commission, convey such land to said donor or donors. If the donor or his heirs and assigns, shall not acquire the land within ten years from the date of conveyance, such land may be sold, or the wood and timber thereon, may be sold by the forestry commission with the approval of the governor and council; *provided*, that such sale shall be advertised and awarded to the highest bidder, and the state may reject any such bids. The state shall not be required to reforest more than twenty-five acres of any tract acquired under this act in any one year. Any forest fire on such tracts shall be extinguished as provided in chapter 128, Laws of 1909, and amendments thereto. All revenue from the sale of such tracts, or the wood and timber thereon, shall revert to the state treasury. Not more than twenty-five acres of land shall be reforested by the state for any one person, firm or corporation, nor shall the state accept a deed from any person, firm or corporation that is, on the date of such proposed conveyance, the owner of any lands which shall have been reforested by the state."

The report was accepted, amendment adopted and the bill, as amended, ordered to a third reading this afternoon at two o'clock.

#### BILLS ENGROSSED.

The following report of the Committee on Engrossed Bills was read and accepted:

The committee have examined and found correctly engrossed the following bills:

House Bill No. 97, An act in amendment of chapter 35, Laws of 1901, as amended by chapter 195, Laws of 1911 relating to the sale of feeding-stuffs.

House Bill No. 410, An act providing for the practice of medicine.

W. E. KINNEY,  
*For the Committee.*

## COMMITTEE OF CONFERENCE APPOINTED.

Agreeably to a previous request for a committee of conference on House Bill No. 487, An act to prevent corrupt practices at elections, to regulate expenditures for political purposes and to provide for the publishing thereof, the President appointed as members of such committee on the part of the Senate, Senators Cain, Shirley and Perkins.

The following message was received from the House of Representatives by its clerk:

## HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has passed a bill with the following title and joint resolutions, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 596, An act in amendment of section 5, chapter 82 of the Session Laws of 1913, entitled "An act for the assessment and collection of poll taxes and in amendment of chapters 55 and 59 of the Public Statutes and of sections 8 and 9 of chapter 60 of the Public Statutes."

House Joint Resolution No. 4, Joint resolution to provide for the erection and equipment of a drill shed at the armory in Portsmouth.

House Joint Resolution No. 125, Joint resolution to provide for deficiencies in certain departments.

The message also announced that the House of Representatives refuses to concur with the Honorable Senate in the passage of the following entitled bill sent down from the Honorable Senate:

Senate Bill No. 5 (In new draft), An act in amendment of chapter 76 of the Public Statutes, relating to damages happening in the use of highways, as amended by chapter 19, Laws of 1913.

The message further announced that the House of Representatives has concurred with the Honorable Senate in the passage of the following bills:

Senate Bill No. 19, An act to close a portion of Contoo-



cook river for fishing through the ice for the term of five years.

Senate Bill No. 80, An act relating to investments by savings banks.

Senate Bill No. 81, An act in amendment of section 1 of chapter 254 of the Laws of 1891 in relation to the name of the Amoskeag Safe Deposit and Trust company.

The message further announced that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following bills:

House Bill No. 170, An act to prevent the increase of drunkenness in no-license cities and towns.

House Bill No. 237, An act relating to the management and control of state institutions.

House Bill No. 240, An act in amendment of chapter 156 of the Session Laws of 1913, relating to the hours of labor for women.

House Bill No. 511, An act relating to the laying out of highways in the city of Manchester.

House Bill No. 566, An act in amendment of chapter 76 of the Public Statutes, relating to damages happening in the use of highways, as amended by chapter 19, Laws of 1913.

House Bill No. 575, An act in amendment of chapter 23 of the Public Statutes, as amended by chapter 157 of the Laws of 1913, relating to senatorial districts.

The message also announced that the House of Representatives has acceded to the request of the Honorable Senate for a committee of conference on Senate Bill No. 17, An act in relation to the deposit of public funds in banks, and the Speaker has named as members of such committee on the part of the House, Messrs. Morrison of Peterborough, Keyes of Haverhill and Rogers of Pembroke.

The House of Representatives refuses to concur with the Honorable Senate in its amendments to the following entitled bill, House Bill No. 320, An act to promote the public health by providing one day of rest in seven for employees in certain employments, and asks for a committee of con-

ference, and the Speaker has named as members of such committee on the part of the House, Messrs. Dodge of Laconia, McCarroll of Berlin and Aldrich of Keene.

On motion of Senator Mathes, the Senate voted to accede to the request of the House of Representatives for a committee of conference on the foregoing bill, and the President appointed as members of such committee on the part of the Senate, Senators Mathes, Danforth and Perkins.

#### READ AND REFERRED.

On motion of Senator Woodbury, the rules were so far suspended that the following entitled bill sent up from the House of Representatives was read a first and second time by title and referred:

To Committee on the Judiciary,

House Bill No. 596, An act in amendment of section 5, chapter 82 of the Session Laws of 1913, entitled "An act for the assessment and collection of poll taxes and in amendment of chapters 55 and 59 of the Public Statutes and of sections 8 and 9 of chapter 60 of the Public Statutes."

The following joint resolutions sent up from the House of Representatives were severally read a first and second time and referred:

To the Committee on Military Affairs,

House Joint Resolution No. 4, Joint resolution to provide for the erection and equipment of a drill shed at the armory in Portsmouth.

House Joint Resolution No. 125, Joint resolution to provide for deficiencies in certain departments.

On motion of Senator Cain, the last named joint resolution was referred to the Committee on the Judiciary.

#### INTRODUCTION OF COMMITTEE REPORT.

On motion of Senator Danforth, the rules were so far suspended as to allow the introduction of the following committee report:

Senator Danforth, for the Committee on Fisheries and Game, to whom was referred Senate Bill No. 2, An act

appropriating money in the interests of the department of fish and game, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill referred to the Committee on Finance under the rules.

#### SPECIAL ORDER.

Senator Lucier called for the special order, it being Senate Bill No. 59, An act prescribing the number of employees to be used in switching cars or making up of trains.

The question being stated,

Shall the report of the minority that the bill ought to pass with amendment, be substituted for the report of the majority that it is inexpedient to legislate?

On motion of Senator Martin, the bill was recommitted to the Committee on the Judiciary.

On motion of Senator Whitney, the Senate adjourned.

#### AFTERNOON.

On motion of Senator Varney, the rules were so far suspended as to allow the introduction of the following committee reports:

#### COMMITTEE REPORTS.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 577, An act to authorize the Concord and Montreal Railroad to unite with other New Hampshire railroads and to authorize certain leases and contracts, having considered the same, reported the same with the following amendment and recommended its passage:

Amend the bill by striking out all of section 8, and by substituting in place thereof the following:

"SECT. 8. It shall be a condition to the exercise of the rights, privileges and franchises granted herein that the repair and construction shops within this state of any rail-



road united, leased, or operated under or by virtue of this act shall not be discontinued, and that a proportionate part of the repair and construction work of any system of railroads existing under or by virtue of this act shall be done within this state, such proportionate part to be based upon the relation between locomotive and car miles operated within this state and upon the system as a whole."

The report was accepted, amendment adopted and the bill, as amended, ordered to a third reading next Tuesday at eleven o'clock.

Senator Varney, for the Committee on Finance, to whom was referred House Joint Resolution No. 125, Joint resolution to provide for deficiencies in certain departments, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the joint resolution ordered to a third reading next Tuesday at eleven o'clock.

Senator Varney, for the Committee on Finance, to whom was referred Senate Bill No. 2, An act appropriating money in the interests of the department of fish and game, having considered the same, reported the same with the following amendments and recommended its passage:

Amend said bill by striking out sections 2, 3 and 4 and renumbering section 5 to read section 2, so that said bill as amended shall read:

"SECTION 1. For the fiscal year ending August 31, 1915, there is hereby appropriated for the running expenses of the department of fish and game, in addition to amounts previously appropriated, the sum of sixteen thousand six hundred and fifty dollars and ninety-six cents; said amount being the difference between the income and the expenditures of said department for the fiscal year ending August 31, 1914.

"SECT. 2. This act shall take effect upon its passage."

The report was accepted, amendments adopted and the bill, as amended, ordered to a third reading next Tuesday at eleven o'clock.

Senator Whiting, for the Committee on Fisheries and

Game, to whom was referred Senate Bill No. 34, An act to regulate fishing in the waters of Newfound lake, having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution adopted.

Senator Whiting, for the Committee on Fisheries and Game, to whom was referred House Bill No. 36, An act to revise and amend the fish and game laws, having considered the same, reported the same with the following amendments and recommended their passage:

Amend the fifth paragraph of section 1, "Angling," by striking out the whole of said paragraph and inserting in place thereof the following:

"Angling. The taking of fish by two lines to which is attached a cast of artificial flies, or an artificial bait or two hooks for bait; or if from a boat, line or rod in hand, or rod in rod holder. In addition to two such lines a person may have in use one hand line for the purposes of taking bait in waters inhabited by smelt."

Amend paragraph "c" of section 14 by striking out all of said paragraph and inserting in place thereof the following:

"c. Manner of taking. Wild deer shall not be taken with the aid of or by the use of a dog, jack, artificial light, trap, snare, or salt lick; nor shall wild deer be taken by the use of any firearm other than a shotgun loaded with a single ball or loose buckshot within the county of Hillsborough, except within the towns of Windsor and Hillsborough, nor within the counties of Rockingham, Belknap, and that part of Merrimack county not included within the towns of Andover, Wilmot, Danbury, Hill, New London, Sutton, Bradford, Warner, Salisbury and Newbury."

Amend section 15, paragraph "a," by striking out the words, "The use or possession of ferrets for taking hares and rabbits is at all times prohibited. No person shall go about with a ferret in his possession," so that said paragraph as amended shall read:

"a. Open season. Hares and rabbits may be taken and possessed from October first to March first. The owner of lands, his tenant or employee, may take at any time and in any number, hares and rabbits which are found doing actual and substantial damage to his annual crops and fruit trees."

Amend section 17, paragraph "a," by striking out the word, "April," in the second line thereof and substituting the word, "March," so that said paragraph as amended shall read:

"a. Open season. Sable, otter, fisher, mink, marten, muskrat, skunk, raccoon or fox may be taken and possessed from November first to March first. There shall be no open season for beaver. No person shall at any time destroy a muskrat house, or place a trap therein, thereon or at the entrance thereof. This section shall not be construed as depriving a person of the right to kill any predatory animal when it is reasonably necessary so to do for the protection of domestic animals and fowls by him owned."

Amend paragraph "c" of section 17 by striking out the word, "thereof," in the third line, and by striking out the words, "so set," in the third line, so that said paragraph as amended shall read as follows:

"c. Method of taking; spring guns. No person shall set or arrange any trap or snare upon any land of which he is not the owner or legal occupant, and all metal traps shall have stamped or engraved thereon in a legible and permanent manner the name of the person setting them. A person shall visit his traps at least once in every twenty-four hours. A person who sets or causes to be set a bear trap shall build in a substantial manner and maintain three-quarters around the same a railing or guard not less than three feet high, and shall protect the entrance to such enclosure against domestic animals by placing a pole horizontally across such entrance at the height of three feet from the ground. No person shall set or use at any time any device the object of which is to discharge a firearm for the purpose of taking fur-bearing or other animals."



Amend section 17, paragraph "d," by striking out all of said paragraph and inserting in place thereof the following:

"d. The furs or skins of fur-bearing animals legally taken may be bought and sold at any time.

"The selectmen of any town upon the presentation to them of the head of any wild cat killed in New Hampshire shall pay to the person presenting the same the sum of two dollars, and shall take possession of said heads, and shall report annually to the state treasurer, showing the number of animals killed, and the amount paid therefor as bounty, if any. The towns paying the money as hereinbefore provided shall be reimbursed by the state treasurer for such sums as they shall have so expended."

Amend the caption of section 20 by striking out the word, "Pheasant," so that said caption as amended shall read:

"SECT. 20. Ruffed Grouse (partridge); Woodcock; Open Season; Limit."

Amend section 20, paragraph "c," by striking out all of said paragraph and inserting in place thereof the following:

"c. Limit. A person may take a total of not more than ten ruffed grouse and ten woodcock in one day, and a total of not more than fifty ruffed grouse and fifty woodcock in an open season."

Amend section 23 by striking out all of said section and inserting in place thereof the following:

"SECT. 23. *Certain Game Birds; Close Season.* There shall be no open season for European partridge, pheasant, upland plover and wood duck."

Amend section 28 by striking out all of paragraph "a" and substituting a new paragraph to read as follows:

"a. Open season; size limit. Brook or speckled trout not less than ten inches in length may be taken and possessed from April fifth to September first from Sunapee lake, Newfound lake, Crystal lake in Enfield, Tewksbury pond in Grafton and Pleasant pond in New London; brook trout not less than seven inches in length may be taken and

possessed from May first to August first from Dublin pond in the town of Dublin; brook trout not less than seven inches in length may be taken and possessed from April fifteenth to September first from all other ponds and lakes; brook trout not less than five inches in length may be taken and possessed from May first to September first from the streams in Coos, Carroll and Grafton counties; brook trout not less than five inches in length may be taken and possessed from April first to August first from all other streams of this state; *provided, however*, there shall be no open season for brook trout between the first day of May, 1915, and the first day of May, 1920, in any brooks or tributaries emptying into Nash stream or Nash Stream bogs situated in the county of Coos except the pond and flowage on Pond brook."

Further amend said section 28 by striking out paragraph "f" and substituting therefor a new paragraph "f" to read as follows:

"f. Catch limit. A person may take, between one hour before sunrise and two hours after sunset, in one day, a total of not more than ten pounds of brook trout and a total of not more than four salmon, aureolus, and lake trout; *provided, however*, that the taking of one fish additional weighing less than the number of pounds specified in the weight catch limit shall not be regarded as a violation of this section."

Further amend section 28 by striking out paragraph "g" and substituting therefor a new paragraph "g" to read as follows:

"g. Unlawful fishing. The taking of any of the species mentioned in this section between two hours after sunset and one hour before sunrise is prohibited. Whenever any pond or lake shall be covered or substantially covered with ice during the open season the taking therefrom of any of the species mentioned in this section, except lake trout, is prohibited."

Amend section 32 by striking out all of paragraph "b"

and substituting therefor a new paragraph "b" to read as follows:

"b. Exception. Pickerel of any size and in any quantity may be taken and possessed from Sunapee lake, Crystal lake in Enfield, and Tewksbury pond in Grafton, and from the waters in Coos county at any time. Pickerel not less than twelve inches in length may be taken from lakes Winnepesaukee, Massabesic, Winnisquam, Asquam, Wentworth, Spofford, and the Connecticut river in Cheshire county from June first to April first."

Amend section 40, paragraph "b," by striking out the whole of said paragraph and substituting in place thereof the following:

"b. Through the ice; exception. Lake trout, pike-perch, perch, shad, white fish, pickerel, and cusk may be taken through the ice, during the open season therefor, with hook and line, tip-ups or bobs, but no person shall have in use or control at the same time more than ten tended lines, tip-ups or bobs, and such person shall be present and have personal control over the same, except that such devices for taking cusk may be set and left unattended.

"No person shall take more than six trout through the ice in any one day."

Further amend section 40 by adding the following new paragraphs "c" and "d."

"c. It shall be unlawful to fish for lake trout or salmon through the ice upon Newfound lake except that lake trout may be taken through the ice in the month of January.

"d. The open season for trolling or fishing with hook and line in open waters shall be for salmon and lake trout from April first to September first."

Amend section 55 by striking out the word "sixteen" in the eighth and ninth lines of the printed bill and inserting in place thereof the word "thirteen"; and further amend by adding after the word "guardian" in the eleventh line the following: "who has secured a license according to the provisions of this section," so that said section as amended shall read:



"SECT. 55. *Application; Fees.* Such license shall be issued by the commission or by town clerks in this state under such rules and regulations and in such form as may be prescribed by the commission to persons eighteen years of age or over and to a person under eighteen years of age with the consent in writing of the parent or guardian of such child; that no such license shall be granted to any child under thirteen years of age; *provided, however,* that a child under the age of thirteen may hunt without a license when accompanied by parent or guardian, who has secured a license according to the provisions of this section. The state treasurer shall supply the commission with books containing consecutively numbered licenses having duplicate stubs, upon which shall be recorded the date when the license was issued and the name and address of the person to whom issued. Such license shall contain the name, age, color of hair and eyes, and residence of the licensee. The applicant shall fill out and subscribe to a blank furnished by the commission to said clerk and pay him the following fees: if the applicant is a *bona fide* resident of this state he shall pay the sum of one dollar, of which the clerk may retain fifteen cents as a fee and said clerk shall thereupon issue a resident hunting license showing the date issued; which shall entitle the licensee to hunt, trap, shoot, take and transport all kinds of game birds and animals under the restrictions of this act, and subject to the suspension of the hunting season by the governor. If the applicant is a non-resident he shall pay the sum of fifteen dollars, of which the clerk may retain fifteen cents as a fee and said clerk shall thereupon issue a non-resident hunting license showing the date issued, which shall entitle the licensee to hunt, trap, shoot, take and transport all kinds of game birds and animals, including deer, under the restrictions of this act and subject to the suspension of the hunting season by the governor. Said town clerk shall on the first day of each month transmit such sums except said clerk's fees, as may be in his possession, to the commission to be by it paid over to the state treasurer, to be credited to the fish and game

fund, to be used for the purposes provided for in this act. Town clerks shall return to the commission, at least ten days before the close of the fiscal year, all unused license blanks, with the statement of the amount remitted to the state treasurer on license account during the year. The commission and town clerks shall be held responsible to the state treasurer to the face value of all license blanks supplied to them until settlement has been made at the end of the fiscal year."

The report was accepted, amendments adopted and the bill, as amended, referred to the Committee on Finance under the rules.

#### THIRD READINGS.

On motion of Senator Whiting, the rules were so far suspended that the following entitled bills were severally read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendments:

House Bill No. 393, An act in amendment of chapter 163 of the Laws of 1913, relating to the department of agriculture.

House Bill No. 208, An act for the reforestation of waste and cut-over land.

House Bill No. 557, An act to provide aid for dependent mothers.

On motion of Senator Whiting, the rules were so far suspended that the following entitled bills were severally read a third time by title and passed:

House Bill No. 547, An act licensing hawkers and peddlers of foreign and domestic fruits and vegetables in the city of Manchester.

House Bill No. 579, An act in amendment of the Laws of 1909, chapter 162, section 2, as amended by the Laws of 1911, chapter 7, section 1, relating to the sale of morphine, heroin, codine and cocaine.

The following joint resolution was read a third time, passed and sent to the House of Representatives for concurrence in Senate amendments:

House Joint Resolution No. 121, Joint resolution appro-

priating money for the New Hampshire College of Agriculture and the Mechanic Arts, for the erection of buildings and other purposes.

The following joint resolutions were severally read a third time and passed:

House Joint Resolution No. 26, Joint resolution to make certain improvements at the industrial school.

House Joint Resolution No. 41, Joint resolution appropriating money for the use of Dartmouth College.

House Joint Resolution No. 91, Joint resolution in favor of the Minute Men.

House Joint Resolution No. 105, Joint resolution for certain improvements at the state prison.

House Joint Resolution No. 117, Joint resolution to provide additional accommodations at the New Hampshire State Hospital.

On motion of Senator Cain, the rules were so far suspended that all bills in order for third reading next Tuesday morning at eleven o'clock were ordered to a third reading at the present time.

Agreeably to the foregoing motion, and on motion of Senator Whiting, the rules were so far suspended that the following entitled bill was read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendments:

House Bill No. 577, An act to authorize the Concord & Montreal Railroad to unite with other New Hampshire railroads and to authorize certain leases and contracts.

Agreeably to the foregoing motion, and on motion of Senator Whiting, the rules were so far suspended that the following entitled bill was read a third time by title, passed and sent to the House of Representatives for concurrence:

Senate Bill No. 2, An act appropriating money in the interests of the department of fish and game.

Agreeably to the foregoing motion, the following joint resolution was read a third time and passed:

House Joint Resolution No. 125, Joint resolution to provide for deficiencies in certain departments.



## COMMITTEE REPORT.

Senator Varney, for the Committee on Finance, to whom was referred House Bill No. 36, An act to revise and amend the fish and game laws, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill, as amended, ordered to a third reading next Tuesday at eleven o'clock.

On motion of Senator Cain, the rules were so far suspended that the bill was read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendments.

## REPORT OF CONFERENCE COMMITTEE ON HOUSE BILL NO. 193.

The committee of conference, to whom was referred House Bill No. 193, entitled "An act relating to expenses of county solicitors while in the discharge of official duties," recommend as follows:

That the Senate recede from its position and further recommend the adoption of the following amendment:

Amend section 2 by striking out the whole thereof and inserting instead thereof the following:

"SECT. 2. Solicitors shall be paid quarterly for their salary and expenses. Their expense account shall be submitted to some justice of the superior court for his approval before the same is paid. Sections 7 and 8 of chapter 117 of the Laws of 1905 are hereby repealed."

H. F. HOYT,  
FRANK P. CURTIS,  
ROBERT M. WRIGHT,  
*House Conferees.*

O. E. CAIN,  
W. E. KINNEY,  
*Senate Conferees.*

The report of the committee of conference was accepted.

On motion of Senator Cain, the Senate voted to recede from its amendments. On motion of the same senator,

the Senate adopted the amendments as recommended by the committee of conference.

REPORT OF CONFERENCE COMMITTEE ON SENATE BILL NO. 17.

The committee of conference, to whom was referred Senate Bill No. 17, entitled "An act in relation to the deposit of public funds in banks," having met and considered said bill, as amended by the House, recommend that the Senate recede from its non-concurrence in the amendments adopted by the House, and that the Senate concur in said amendments.

Said committee further reports an amendment to section 3 of said bill, changing the word "April" to "May," so that said section 3 as amended shall read as follows:

"SECT. 3. All acts and parts of acts inconsistent with this act are hereby repealed and this act shall take effect on the first day of May, 1915."

MORTIER L. MORRISON,  
HARRY K. ROGERS,  
HENRY W. KEYES,

*House Conferees.*

NATH'L E. MARTIN,  
CHARLES W. VARNEY,  
ADOPH WAGNER,

*Senate Conferees.*

The report of the committee of conference was accepted.

On motion of Senator Martin, the Senate voted to recede from its position of non-concurrence.

On motion of the same senator, the Senate adopted the amendments as recommended by the committee of conference.

NEW BILL.

Senator Howard, for the Committee on Military Affairs, reported a bill with the following title and recommended its passage:

Senate Bill No. 84, An act to create an armory board.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and referred to the Committee on Finance under the rules.

On motion of Senator Cain, the rules were so far suspended that printing of the bill and reference to the committee was dispensed with.

On motion of Senator Howard, the rules were further suspended and the bill was read a third time by title, passed and sent to the House of Representatives for concurrence.

On motion of Senator Mathes, the following resolution was adopted:

*Resolved*, That when the Senate adjourns this afternoon, it adjourn to meet tomorrow morning at 9 30 o'clock, and when it adjourns Friday morning it be to meet Monday evening at 7.30 o'clock.

On motion of Senator Cain, the Senate adjourned.

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FRIDAY, APRIL 16, 1915.

The Senate met according to adjournment.

Senator Danforth, having assumed the chair, read the following communication:

MANCHESTER, N. H., April 16, 1915.

*Senator Danforth:*

Please preside for me at today's session of the New Hampshire Senate, and oblige,

GEORGE I. HASELTON,  
*President.*

The reading of the journal have been commenced, on motion of Senator Martin, the rules were so far suspended that its further reading was dispensed with.

On motion of Senator Woodbury, the Senate adjourned.



MONDAY, APRIL 19, 1915.

The Senate met according to adjournment.

Senator Danforth, having assumed the chair, read the following communication:

MANCHESTER, N. H., April 19, 1915.

*Senator Danforth:*

Please preside for me at tonight's session of the New Hampshire Senate, and oblige,

GEORGE I. HASELTON,  
*President.*

The journal was read and approved.

On motion of Senator Varney, the Senate adjourned.

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TUESDAY, APRIL 20, 1915.

The Senate met according to adjournment.

The journal was read and approved.

COMMITTEE REPORT.

The following report of the Committee on Engrossed Bills was read and accepted:

BILLS ENGROSSED.

The committee have examined and found correctly engrossed the following bills and joint resolutions:

House Bill No. 57, An act in relation to the city of Manchester, establishing a board of registrars for said city.

House Bill No. 170, An act to prevent the increase of drunkenness in no-license cities and towns.

House Bill No. 200, An act in relation to the investments of savings banks.

House Bill No. 240, An act in amendment of chapter 156 of the Laws of 1913, entitled "An act relating to the hours of labor for women."

House Bill No. 368, An act relating to the terms of the superior court.

House Bill No. 451, An act relating to state banks and trust companies.

House Bill No. 511, An act relating to the laying out of highways in the city of Manchester.

House Bill No. 515, An act in relation to construction of sidewalks in the city of Nashua.

House Bill No. 531, An act in amendment of chapter 166, Laws of 1911, entitled "An act in amendment of chapter 128, Laws of 1909, entitled 'An act to improve the state system of forest protection.'"

House Bill No. 545, An act in amendment of section 5, chapter 183, Laws of 1893, relating to the Manchester water works.

House Bill No. 549, An act in relation to licensing foreign insurance companies.

House Bill No. 562, An act in relation to the taxation of fur-bearing animals.

House Bill No. 566, An act in amendment of chapter 76 of the Public Statutes, relating to damages happening in the use of highways, as amended by chapter 19, Laws of 1913.

House Bill No. 570, An act fixing the penalty for tampering with the fire-alarm system of any city or town of the state.

House Bill No. 575, An act in amendment of chapter 23 of the Public Statutes, as amended by chapter 157 of the Laws of 1913, relating to senatorial districts.

House Bill No. 578, An act in amendment of section 1, chapter 251 of the Public Statutes, as amended by section 1, chapter 87, Laws of 1901, relating to search warrants.

House Bill No. 579, An act in amendment of section 2, chapter 162, Laws of 1909, as amended by section 1, chapter 7, Laws of 1911, relating to the sale of morphine, heroin, codine, and cocaine.

House Bill No. 588, An act in amendment of section 1, chapter 115, Laws of 1913, relating to the exemption from taxation of property of educational, charitable, religious, and temperance societies, and military organizations.

House Bill No. 590, An act to incorporate Damon Lodge No. 9, Knights of Pythias, of Portsmouth, N. H.

House Joint Resolution No. 3, Joint resolution for the treatment of persons afflicted with tuberculosis, particularly in the advanced stages.

House Joint Resolution No. 26, Joint resolution to make certain improvements at the industrial school.

House Joint Resolution No. 40, Joint resolution for increasing and protecting the oyster beds in Great Bay and its tributaries.

House Joint Resolution No. 41, Joint resolution appropriating money for the use of Dartmouth College.

House Joint Resolution No. 70, Joint resolution appropriating money for agricultural fairs in New Hampshire.

House Joint Resolution No. 83, Joint resolution in favor of appropriating three hundred dollars for the representation of New Hampshire grown fruit at the New England Fruit Show.

House Joint Resolution No. 91, Joint resolution in favor of the Minute Men.

House Joint Resolution No. 105, Joint resolution for certain improvements at the state prison.

House Joint Resolution No. 112, Joint resolution appropriating money to encourage the sheep industry in New Hampshire.

House Joint Resolution No. 116, Joint resolution relating to the calling of the constitutional convention.

House Joint Resolution No. 117, Joint resolution to provide additional accommodations at the New Hampshire state hospital.

House Joint Resolution No. 125, Joint resolution to provide for deficiencies in certain departments.

Senate Bill No. 19, An act to close a portion of Contoocook river for fishing through the ice for the term of five years.

Senate Bill No. 75, An act to establish a village improvement precinct in Danbury.



Senate Bill No. 80, An act relating to investments by savings banks.

Senate Bill No. 81, An act in amendment of section 1 of chapter 254, Laws of 1891, in relation to the name of the Amoskeag Safe Deposit and Trust company.

A. J. LUCIER,  
*For the Committee.*

#### INTRODUCTION OF COMMITTEE REPORTS.

Senator Lucier, under a suspension of the rules, introduced the following committee report:

Senator Lucier, for the Committee on Claims, to whom was referred Senate Joint Resolution No. 5, Joint resolution in favor of Willie Whiteman, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and joint resolution referred to the Committee on Finance under the rules.

(Recess.)

The Senate reassembled.

The following message was received from the House of Representatives by its clerk;

#### HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has passed a bill with the following title and joint resolution, in the passage of which it asks the concurrence of the Honorable Senate:

House Joint Resolution No. 126, Joint resolution in favor of the widow of the late Samuel J. Blodgett.

House Bill No. 597, An act relating to the laying out of highways in the city of Laconia.

The message further announced that the House of Representatives has concurred with the Honorable Senate in the passage of the following bills:

Senate Bill No. 71, An act to regulate the marriage of mental defectives.

Senate Bill No. 74, An act creating the office of commissioner of motor vehicles.

Senate Bill No. 77, An act in amendment of section 27, chapter 56, Public Statutes, relating to persons and property, where taxed.

The House of Representatives has voted to adopt the report of the committee on conference on House Bill No. 541, An act relative to temporary absences of patients from the state hospital, and to recede from its position, and concurs in the amendments sent down from the Honorable Senate.

The message further announced that the House of Representatives has passed the following resolution, in the passage of which it asks the concurrence of the Honorable Senate:

WHEREAS, It appears that all necessary legislative work may be easily accomplished by Wednesday, April 21, *proximo*, therefore be it

*Resolved*, by the House of Representatives, the Senate concurring, That the present session of the legislature be brought to final adjournment on Wednesday, April 21, *proximo*, at five o'clock in the afternoon, and be it further

*Resolved*, That all reports, bills and joint resolutions pending in either branch of the legislature be indefinitely postponed.

Senator Smith moved that the Senate concur in the foregoing resolution.

The question being stated,  
Shall the Senate concur?

The negative prevailed on a *viva voce* vote.  
Senator Kenney asked for a division.

A division being had, and seven senators having voted in the affirmative and twelve senators having voted in the negative, the negative prevailed and the motion was declared lost.

#### READ AND REFERRED.

The following House bill and joint resolution sent up from the House Representatives were severally read a first

and second time and referred to the Committee on the Judiciary:

House Bill No. 597, An act relating to the laying out of highways in the city of Laconia.

To the Committee on Finance,

House Joint Resolution No. 126, Joint resolution in favor of the widow of the late Samuel J. Blodgett.

On motion of Senator Cain, the joint resolution was laid upon the table.

#### INTRODUCTION OF A BILL.

Senator Varney, under a suspension of the rules, sixteen senators having actually voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary:

Senate Bill No. 85, An act to amend chapter 265 of the Session Laws of 1911, entitled "An act relating to a sprinkling district in the City of Rochester."

On motion of Senator Varney, the rules were so far suspended that printing of the bill and reference to committee was dispensed with. On motion of the same senator, the rules were further suspended, the bill read a third time by title, passed and sent to the House of Representatives for concurrence.

#### BILL RECALLED FROM THE GOVERNOR.

On motion of Senator Kenney, the following resolution was adopted:

*Resolved*, That the governor be requested to return to the Senate, House Bill No. 547, An act licensing hawkers and peddlers of foreign and domestic fruits and vegetables in the city of Manchester.

On motion of Senator Crossman, the Senate adjourned.



## AFTERNOON.

On motion of Senator Cain, the following resolution was adopted:

*Resolved*, That the rules of the Senate be so far suspended that the printing of committee reports in the journal be dispensed with during the remainder of the session.

## COMMITTEE REPORTS.

Senator Martin, for the Committee on the Judiciary, to whom was referred House Bill No. 589, An act in relation to the care of cemeteries and cemetery lots, having considered the same, reported the same with the following amendment and recommended its passage:

Amend the title to said bill by striking it out and substituting therefor the following: "An act relating to trust funds held by towns and cities."

Further amend the bill as follows: Strike out all after the enacting clause and insert in place thereof the following:

"SECTION 1. Cities and towns may receive any trust property by deed, gift or devise for the following uses: for schools, and other educational purposes; for the building of roads, bridges and sidewalks and the care of the same; for supplying any place with water, street lights, building sewers; for building and support of hospitals; for the support and aid of the poor; for the building and support of public buildings, except churches; for the care of cemeteries and lots therein; for libraries and the care of the same, reading rooms, parks, shade and ornamental trees along highways and other public places.

"SECT. 2. All such gifts shall be administered by a board of three trustees for the purposes for which they were given. Said trustees shall be elected by ballot at the annual town meetings in March, 1916, one for one year, one for two years and one for three years, and annually thereafter one shall be elected for three years. Vacancies shall be filled by the selectmen of towns and by city councils, whenever one occurs, for the remainder of the term. In cities said board of

trustees shall be chosen and hold their office for a like term as shall be provided for by city ordinance and all cities shall upon the passage of this act elect a board of trustees. Said trustees in towns shall be elected under a proper article in the warrant and upon a separate ballot.

"SECT. 3. Said board of trustees shall have the custody of all trust funds held by their respective town or city, including all trust funds held at the date of the passage of this act and hereafter received. Said funds shall be invested only by deposit in some savings bank in this state, or in state, county, town, city and school district bonds and the notes of towns or cities in this state, and when so invested said trustees shall not be liable for the loss thereof. Such funds or the income thereof shall be expended only upon the joint action of the full board. The accounts of said board of trustees shall annually be audited by the auditor of the town or city and the securities shall be exhibited to said auditor and he shall certify to the town or city the facts found by his audit and the list of all securities held, which report shall be printed in the annual report of each town or city. Said board of trustees shall annually submit to said auditor a detailed statement of the securities held by them and the particular trust to which they belong and exhibit to him a statement of all receipts and expenditures with proper vouchers, which report of said trustees shall be printed in the annual report of each town and city. Said trustees shall keep a record of all trusts in a record book, which shall be open to the inspection of all persons in their respective town or city.

"SECT. 4. Said trustees shall serve without pay, all of their acts being performed for charity, but their actual expenses shall be paid, by the town or city.

"SECT. 5. Said trustees shall give a bond in such sum as the town or city shall direct, but the expense thereof shall be paid for by the town or city. The expenses of said trustees and the expense of their bond shall be charged as incidentals.

"SECT. 6. All towns and cities which have adopted the

provisions of chapter 40, Laws of 1899, or acted under chapter 83, Laws of 1901, shall upon the passage of this act and the election of said board of trustees immediately pay over to said board the full amount of the trust funds which have been used by it under said law, or deliver to said board of trustees the note of the town or city for the same, bearing interest at the rate of three and one-half per cent per annum, said notes to be signed by the selectmen of the town and countersigned by its treasurer, and in cities by the proper authorized person. Said towns shall annually raise by taxation a sum sufficient to pay said interest on said notes until such time as said notes shall be paid. The statute of limitations shall not apply to any of said notes. There shall be delivered by each town and city a detailed statement to said board of trustees showing to what said trust said funds represented by such notes belong and the proper uses thereof.

"SECT. 7. All deposits in savings banks shall be made in the name of the city or town which holds the same in trust and it shall appear upon the book thereof that the same is a trust fund. Notes of the town or city shall be made payable to 'The trustees of trust funds for the town or city of.....'

"SECT. 8. Chapter 83, Laws of 1901, and chapter 40, Laws of 1899, are hereby repealed.

"SECT. 9. All acts and parts of acts inconsistent with this act are hereby repealed, and this act shall take effect upon its passage.

The report was accepted, amendment adopted and the bill, as amended, ordered to a third reading tomorrow morning at eleven o'clock.

Senator Cain, for the Committee on Judiciary, to whom was referred House Bill No. 597, An act relating to the laying out of highways in the city of Laconia, having considered the same, reported the same with the following amendments and recommended its passage:

Amend by striking out in the first, second and third sections of said bill, wherever it occurs, the word "aldermen"



and inserting instead thereof the words "city councils," so that said sections 1, 2 and 3, as amended, shall read as follows:

"SECTION 1. Any person, firm or corporation proposing to cut up into lots any tracts of land in the city of Laconia for the purpose of selling the same, either publicly or privately, shall, before such sale, prepare and submit a plan of said tract of land to the city engineer of the city of Laconia. Such plan shall plainly show the number, size and location of lots, the location and width of all proposed highways, and the location of the tract of land with reference to an existing public highway. The location of said tract of land shall also be plainly marked on the ground by suitable stakes. If the plan shall meet with the approval of the said city engineer it shall be his duty to plainly mark the plan 'Approved,' so that intending purchasers of lots shall have knowledge of the said approval. In case the city engineer shall disapprove of the proposed plan he shall mark said plan 'Disapproved,' and file a statement of the reasons of such disapproval with the city clerk for the use of the board of mayor and city councils of the said city, and shall transmit a like statement to the owner of the land. In such case the owner shall submit a new plan in accordance with the requirements of the city engineer, as thus set forth, which he shall mark 'Approved' as hereinbefore provided.

"SECT. 2. No such highway shall be laid out by the board of mayor and city councils of the said city of Laconia until such plan has been submitted to said city engineer, and approved by him as provided in section 1, but it shall not be obligatory upon the said board of mayor and city councils to lay out any proposed highway because of the approval of any such plan by the said city engineer.

"SECT. 3. In case the board of mayor and city councils refuse to accept and lay out any such highway, appeal may be taken to the superior court in the same manner as is now provided by law in the laying out of highways."

The report was accepted, amendments adopted and the

bill, as amended, ordered to a third reading tomorrow morning at eleven o'clock.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 596, An act in amendment of section 5, chapter 82 of the Session Laws of 1913, entitled "An act for the assessment and collection of poll taxes and in amendment of chapters 55 and 59 of the Public Statutes and of sections 8 and 9 of chapter 60 of the Public Statutes;"

House Bill No. 593, An act in amendment of section 2 of chapter 38 of the Public Statutes, in relation to the election of representatives to the General Court, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills severally ordered to a third reading tomorrow morning at eleven o'clock.

Senator Howard, for the Committee on Education, to whom was referred Senate Bill No. 83, An act in amendment of chapter 93 of the Public Statutes, relating to the attendance of children at school;

House Bill No. 554, An act establishing an employment bureau for teachers, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills severally ordered to a third reading tomorrow morning at eleven o'clock.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 68, An act in amendment of section 2 of chapter 64 of the Laws of 1899, entitled "An act in amendment of section 14 of chapter 169 of the Public Statutes, relating to foreign insurance companies, and providing relief for injured or disabled firemen," having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill was ordered to a third reading tomorrow morning at eleven o'clock.

Senator Howard, for the Committee on Public Improvements, to whom was referred House Bill No. 584, An act in

amendment of section 1 of chapter 84, Laws of 1913, relating to trunk line roads, having considered the same, reported the same with the following amendment and recommended its passage:

Amend said bill by striking out the title thereof and substituting in place thereof the following:

"An act in addition to and in amendment of chapter 35, Laws of 1905, chapter 155, Laws of 1909, chapters 158 and 168, Laws of 1913, and chapter 84, section 1, Laws of 1913."

Amend section 1 by striking out all after the enacting clause and substituting therefor the following:

"SECTION 1. All roads included in chapter 35, Laws of 1905, chapter 155, Laws of 1909, chapters 158 and 168, Laws of 1913, shall be included in the terms of section 1, chapter 84, Laws of 1913."

The report was accepted, amendments adopted and the bill, as amended, ordered to a third reading tomorrow morning at eleven o'clock.

#### NEW BILL.

Senator Cain, for the Committee on the Judiciary, reported a bill with the following title and recommended its passage:

Senate Bill No. 86, An act in amendment of chapter 145 of the Laws of 1913, entitled "An act in amendment of chapter 164 of the Laws of 1911, entitled 'an act to establish a public service commission' relating to the decrees of the supreme court upon appeal."

The report was accepted, the bill read a first and second time. On motion of Senator Martin, the printing of the bill was dispensed with.

The following message was received from the House of Representatives by its clerk:

#### HOUSE MESSAGE.

*Mr. President:*

The House of Representatives refuses to concur with the Honorable Senate in its amendments to the following



entitled bill, and asks for a committee of conference on House Bill No. 557, An act to provide aid for dependent mothers, and the Speaker has named as members of such committee on the part of the House, Messrs. French of Moultonborough, Couch of Concord and Duncan of Jaffrey.

On motion of Senator Cain, the Senate voted to accede to the request of the House of Representatives for a committee of conference on House Bill No. 557, An act to provide aid for dependent mothers, and the President appointed as members of such committee on the part of the Senate, Senators Kinney, Lucier and Cain.

On motion of Senator Smith, the Senate voted that the rules be so far suspended that all third readings in order for tomorrow morning at eleven o'clock be in order at the present time.

#### THIRD READINGS.

Agreeably to the foregoing motion, and on motion of Senator Lucier, the rules were further suspended and the following entitled bills were severally read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendments:

House Bill No. 589, An act in relation to the care of cemeteries and cemetery lots.

House Bill No. 597, An act relating to the laying out of highways in the city of Laconia.

House Bill No. 584, An act in amendment of section 1 of chapter 84, Laws of 1913, relating to trunk line roads.

Agreeably to the foregoing motion, and on motion of Senator Lucier, the rules were further suspended and the following entitled bills were severally read a third time and passed:

House Bill No. 554, An act establishing an employment bureau for teachers.

House Bill No. 596, An act in amendment of section 5, chapter 82 of the Session Laws of 1913, entitled "An act for the assessment and collection of poll taxes" and in amendment of chapters 55 and 59 of the Public Statutes, and of sections 8 and 9 of chapter 60 of the Public Statutes.

House Bill No. 68, An act in amendment of section 2 of chapter 64 of the Laws of 1899, entitled "An act in amendment of section 14 of chapter 169 of the Public Statutes, relating to foreign insurance companies and providing relief for injured and disabled firemen."

House Bill No. 593, An act in amendment of section 2 of chapter 38 of the Public Statutes, in relation to the election of representatives to the General Court.

Agreeably to the foregoing motion, and on motion of Senator Lucier, the rules were suspended and the following entitled bill was read a third time by title, passed and sent to the House of Representatives for concurrence:

Senate Bill No. 83, An act in amendment of chapter 93 of the Public Statutes, relating to the attendance of children at school.

#### FORWARDING OF A BILL.

The following entitled bill was taken from the table and ordered to a third reading tomorrow morning at eleven o'clock:

Senate Bill No. 86, An act in amendment of chapter 145 of the Laws of 1913, entitled "An act in amendment of chapter 164 of the Laws of 1911, entitled 'An act to establish a public service commission,' relating to the decrees of the supreme court upon appeal."

On motion of Senator Martin, the rules were so far suspended that the bill was read a third time by title, passed and sent to the House of Representatives for concurrence.

#### RECONSIDERATION OF VOTE.

On motion of Senator Wagner, the following resolution was adopted:

*Resolved*, That the vote whereby the following resolution

WHEREAS, It appears that all necessary legislative work may be easily accomplished by Wednesday, April 21, *proximo*, therefore be it

*Resolved*, by the House of Representatives, the Senate

concurring, That the present session of the legislature be brought to final adjournment on Wednesday, April 21, *proximo*, at five o'clock in the afternoon, and be it further

*Resolved*, that all reports, bills and joint resolutions pending in either branch of the legislature be indefinitely postponed, was negatived, be reconsidered.

The question being,

Shall the Senate concur?

The affirmative prevailed on a *vita voce* and the Senate concurred with the House of Representatives.

#### BILL TAKEN FROM THE TABLE.

On motion of Senator Howard, the following entitled bill was taken from the table and recommitted to the Committee on the Judiciary:

House Bill No. 582, An act in amendment of chapter 115 of the Session Laws of 1913, entitled "An act to exempt property of educational, charitable and religious institutions and of temperance societies from taxation."

(Recess.)

The Senate reassembled.

#### COMMITTEE REPORTS.

Senator Varney, for the Committee on Finance, to whom was referred House Joint Resolution No. 4, Joint resolution to provide for the erection and equipment of a drill shed at the armory in Portsmouth, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution was ordered to a third reading tomorrow morning at eleven o'clock.

Senator Woodbury, for the Committee on Forestry, to whom was referred House Bill No. 544, An act in amendment of chapter 98, Laws of 1901, relating to the planting and protection of shade trees along the highways, having



considered the same, reported the same with the following amendment and recommended its passage:

Amend section 1 by adding thereto the following: "When any highway shall be laid out, damages may be assessed to the abutting owners to provide for the maintenance or planting, from time to time, within the limits of such highway, of such shade and ornamental trees as may be necessary for the preservation and improvement of such highway. Damages may be assessed to abutting owners on any existing highway upon petition therefor and such proceedings had as in the lay-out of highways to provide for the maintenance and planting, from time to time, of such trees within the limits of such highways as may be necessary for the preservation and improvement of the same. When such damage shall be assessed and paid, there shall be in addition to the right of travel over such highway a public easement to protect, preserve and renew the growth thereon for the purposes aforesaid," so that said section as amended shall read as follows:

SECTION 1. Strike out all of section 7, chapter 98, Laws of 1901, as amended by chapter 111, Laws of 1913, and insert in place thereof the following:

"SECT. 7. Mayors of cities, selectmen of towns, and county commissioners for unincorporated places shall annually during the months of August or September, and at other times when advisable, cause to be cut and disposed of from within the limits of the highway, all trees and bushes that cause damage to the highway, traveling public, or that are objectionable from the material or artistic standpoint.

"Shade and fruit trees that have been set out or marked by the abutting landowners or by the town tree warden, and young trees standing at a proper distance from the highway and from each other, shall be preserved, as well as banks and hedges of bushes that serve as a protection of the highway, or that add to the beauty of the roadside; and it shall be unlawful for any one to deposit rubbish within the limits of the highway.

"Any young shade or ornamental tree planted within the

limits of a public highway by the tree warden, or by any other person or persons, with the approval of the selectmen or the mayor, shall forthwith become the property of the town or city. Any young seedling tree or sprout left within the limits of the highway as specified in this section and designated by the tree warden to be preserved for its future value as a shade tree shall become the property of the municipality; *provided*, that the abutting landowner, having been notified of the intention of the town to take and preserve such young tree or trees, shall have made no written objection to the tree warden within 30 days from the date of such notification.

"The selectmen of a town or the highway department of a city may contract with any owner of land abutting a public highway to cut, trim and improve the roadside growth along said owners property; and for all such work properly done in carrying out the provisions of this section and approved by the tree warden, may allow and cause to be paid to said owner such sums of money as in their judgment, with the advice of the tree warden, justly compensate the town or city in the improved condition of the roadside.

"On all state roads and trunk line highways the plan of carrying out the provisions of this act shall be under the supervision of the state highway department. Said department shall make such rules and regulations for the purpose of carrying out the provisions of this act as shall, in its judgment, seem for the best interests of the state. Whenever any trees or brush cut along the highway is disposed of by burning, the cut trees or brush shall be removed a safe distance from any adjoining woodland or from any tree or hedge designated or desirable for preservation, and such burning shall be done with the permission of the forest fire warden. All trees or brush thus cut from within the limits of the highway shall be disposed of within 30 days from the cutting thereof.

"When any highway shall be laid out, damages may be assessed to the abutting owners to provide for the maintenance or planting, from time to time, within the limits of

such highway, of such shade and ornamental trees as may be necessary for the preservation and improvement of such highway. Damages may be assessed to abutting owners on any existing highway upon petition therefor and such proceedings had as in the lay-out of highways to provide for the maintenance and planting, from time to time, of such trees within the limits of such highways as may be necessary for the preservation and improvement of the same. When such damage shall be assessed and paid, there shall be in addition to the right of travel over such highway a public easement to protect, preserve and renew the growth thereon for the purposes aforesaid."

The report was accepted, amendment adopted and the bill, as amended, ordered to a third reading tomorrow morning at eleven o'clock.

On motion of Senator Parsons, the Senate voted that the rules be so far suspended that all third readings in order for tomorrow morning at eleven o'clock be in order at the present time.

#### THIRD READINGS.

Agreeably to the foregoing motion, and on motion of Senator Parsons, the rules were further suspended and the following entitled bill was read a third time by title, passed and sent to the House of Representatives for concurrence:

House Bill No. 544, An act in amendment of chapter 98, Laws of 1901, relating to the planting and protection of shade trees along the highways.

Agreeably to the foregoing motion, the following joint resolution was read a third time and passed:

House Joint Resolution No. 4, Joint resolution to provide for the erection and equipment of a drill shed at the armory in Portsmouth.

On motion of Senator Kenney, the Senate adjourned.



WEDNESDAY, APRIL 21, 1915.

The Senate met according to adjournment.

The reading of the journal having been commenced, on motion of Senator Varney, the rules were so far suspended that its further reading was dispensed with.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL NO. 557.

The committee of conference, to whom was referred House Bill No. 557, An act to provide aid for dependent mothers, having met and considered the same, recommend as follows: That the Senate recede from its position, and recommend the passage of the bill without amendment.

WM. E. KINNEY,

A. J. LUCIER,

O. E. CAIN,

*Senate Conferees.*

JAMES E. FRENCH,

GEORGE H. DUNCAN,

BENJAMIN W. COUCH,

*House Conferees.*

On motion of Senator Lucier, the Senate voted to recede from its position of adoption and, on motion of Senator Lucier, the Senate voted to concur with the House of Representatives in the foregoing bill without amendment.

The following report of the Committee on Engrossed Bills was read and accepted:

BILLS ENGROSSED.

The committee have examined and found correctly engrossed the following bills and joint resolutions:

House Bill No. 193, An act relating to expenses of county solicitors while in the discharge of official duties.

House Bill No. 208, An act for the reforestation of waste and cut-over land.

House Bill No. 547, An act licensing hawkers and ped-

dlers of foreign and domestic fruits and vegetables in the city of Manchester.

House Bill No. 584, An act in addition to and in amendment of chapter 35 of the Laws of 1905, chapter 155 of the Laws of 1909, chapters 158 and 168 of the Laws of 1913, and section 1, chapter 84 of the Laws of 1913. (Relating to trunk line roads.)

House Bill No. 589, An act relating to trust funds held by towns and cities.

House Bill No. 593, An act in amendment of section 2, chapter 38 of the Public Statutes, in relation to the election of representatives to the General Court.

House Joint Resolution No. 121, Joint resolution appropriating money for the New Hampshire College of Agriculture and the Mechanic Arts, for the erection of buildings and other purposes.

Senate Bill No. 17, An act in relation to the deposit of public funds in banks.

Senate Bill No. 74, An act creating the office of commissioner of motor vehicles.

Senate Bill No. 77, An act in amendment of section 27, chapter 56, Public Statutes, relating to persons and property, where taxed.

Senate Bill No. 85, An act to amend chapter 265, Laws of 1911, entitled "An act relating to a sprinkling district in the city of Rochester."

House Bill No. 68, An act in amendment of section 2 of chapter 64, Laws of 1899, entitled "An act in amendment of section 14 of chapter 169 of the Public Statutes, relating to the tax on foreign insurance companies, and providing relief for injured or disabled firemen."

House Bill No. 541, An act relative to temporary absences of patients from the state hospital.

House Bill No. 554, An act establishing an employment bureau for teachers.

House Bill No. 596, An act in amendment of chapter 82, Laws of 1913, entitled "An act for the assessment and collection of poll taxes, and in amendment of chapters 55 and

59 of the Public Statutes," and of sections 8 and 9, chapter 60 of the Public Statutes.

House Joint Resolution No. 4, Joint resolution to provide for the erection and equipment of a drill shed at the armory in Portsmouth.

Senate Bill No. 71, An act to regulate the marriage of mental defectives.

House Bill No. 36, An act to revise and amend the fish and game laws.

House Bill No. 597, An act relating to the laying out of highways in the city of Laconia.

A. J. LUCIER,  
*For the Committee.*

#### COMMITTEE REPORTS.

Senator Cain, for the Committee on the Judiciary, to whom was referred House Bill No. 582, An act in amendment of chapter 115 of the Session Laws of 1913, entitled "An act to exempt property of educational, charitable and religious institutions and of temperance societies from taxation," having considered the same, reported the same with the following amendment and recommended its passage:

Amend section 1 by inserting between the figure "1" and the word "owned" in the sixth line of the original bill the word "now," so that said section as amended shall read:

SECTION 1. Amend said act by renumbering section 2, so that it shall be section 3, and inserting a new section 2, as follows:

"SECT. 2. Towns and cities are hereby authorized to exempt from taxation, in the same manner as provided in section 1, real estate other than that mentioned in said section 1 now owned by charitable societies which have established and maintained homes for dependent children or indigent aged people, where the income of said real estate is devoted solely to the support of such homes, provided such whole exemption shall be limited to one hundred and fifty thousand dollars (\$150,000)."

The report was accepted, amendments adopted and the



bill, as amended, ordered to a third reading this afternoon at two o'clock.

Senator Martin moved that the bill be indefinitely postponed.

The question being stated,

Shall the bill be indefinitely postponed?

The negative prevailed on a *viva voce* vote.

Senator Martin demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:

Senators Woodbury, Shirley, Shannon, Smith, Martin, Kenney, Perkins.

The following named senators voted in the negative:

Senators Bailey, Crossman, Musgrove, Danforth, Cain, Howard, Lucier, Weeks, Wagner, Marcotte, Varney, Mathes, Whiting, Parsons.

Seven senators having voted in the affirmative and fourteen senators having voted in the negative, the motion to indefinitely postpone was declared lost, and the bill, as amended, was ordered to a third reading this afternoon at two o'clock.

Senator Kenney, for the Committee on Labor, to whom was referred House Bill No. 345, An act to promote the public health by providing for one day of rest in seven for employees in certain employments, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

#### RECONSIDERATION OF VOTE.

On motion of Senator Kenney the rules were so far suspended that the vote whereby House Bill No. 547, An act licensing hawkers and peddlers of foreign and domestic fruits and vegetables in the city of Manchester, passed, was reconsidered.

On motion of Senator Kenney, the rules were further

suspended and the vote whereby the foregoing bill was ordered to a third reading, was reconsidered.

On motion of Senator Kenney, the following amendments were adopted, and the bill, as amended, ordered to a third reading this afternoon at two o'clock.

Amend said bill by striking out all of section 4 and substituting in place thereof the following:

"SECT. 4. The annual license fee shall be such sum as the board of mayor and aldermen shall determine, not exceeding twenty-five dollars (\$25)."

Further amend said bill by striking out in the third line of section 6 the word "shall" and substituting therefor the word "may," so that said section as amended shall read:

"SECT. 6. If any person shall violate the provisions of this act he shall, for every such offense, be fined a sum not exceeding twenty dollars and his license may be revoked."

#### MINORITY REPORTS.

The undersigned, a minority of the Committee on the Judiciary, to whom was referred House Bill No. 125, An act establishing a standard of weights and measures, having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

N. E. MARTIN,  
*A Minority of the Committee.*

The undersigned, a minority of the Committee on the Judiciary, to whom was referred House Bill No. 125, An act establishing a standard of weights and measures, having considered the same, reported the same without amendment and recommended its passage.

A. J. LUCIER,  
*A Minority of the Committee.*

The undersigned, a minority of the Committee on the Judiciary, to whom was referred House Bill No. 125, An

act establishing a standard of weights and measures, having considered the same, reported the same with the following resolution:

*Resolved*, That the governor, by and with the advice and consent of the council, may appoint a commission of three to investigate the subject-matter of this bill and report to the next legislature. And in the event of the appointment of said commission, the compensation and expenses of the members thereof shall be fixed by the governor and council and paid by warrant drawn by the governor out of any money in the treasury not otherwise appropriated.

O. E. CAIN,

W. E. KINNEY,

*A Minority of the Committee.*

The undersigned, a minority of the Committee on the Judiciary, to whom was referred House Bill No. 125, An act establishing a standard of weights and measures, having considered the same, reported the same with the following amendments and recommended its passage:

Amend section 2 by inserting after the words "there shall be" in the seventh line, the words "not exceeding three," so that said section as amended shall read as follows:

"SECT. 2. There shall be a state commissioner of weights and measures, who shall be appointed by the governor, by and with the advice and consent of the council. Such commissioner shall be appointed for a term of five years, and shall receive a salary of \$2,500 a year. There shall be not exceeding three inspectors of weights and measures, who shall be appointed by the commissioner with the advice and consent of the governor and council. The superintendent of weights and measures shall be allowed for salaries for inspectors of weights and measures, clerical services, traveling and contingent expenses for himself, and inspectors such sums as shall be appropriated by the legislature."

Amend section 11 by striking out the word "measure" in the sixth line and inserting in the place thereof the words



"some other standard than by weight," so that said section as amended shall read as follows:

"SECT. 11. In proceedings under section 7 of this act for false or insufficient weights or measures in connection with the sale of any articles hereinbefore mentioned, the following weights and provisions shall govern: Except where the parties shall expressly agree to sale by some other standard than by weight, a bushel shall contain the number of pounds as hereinafter set forth: Apples, 48; dried apples, 25; beets, 60; small white beans, 60; soy beans (*glycine hispida*), 58; barley, 48; bran, 20; buckwheat, 48; Indian corn, 56; corn meal, 50; cracked corn, 50; cranberries, 32; carrots, 50; clover seed, 60; flaxseed, 56; herds grass or timothy seed, 45; Japanese barnyard millet (*P. crusgalli*), 35; lime, 70; oats, 32, onions, 52; pears, 58; peaches, 48; dried peaches, 33; peas, 60; parsnips, 45; roasted peanuts, 20; green peanuts, 22; Irish potatoes, 60; sweet potatoes, 54; quinces, 48; rye, 56; rye meal, 50; coarse salt, 70; fine salt, 50; shorts, 20; tomatoes, 56; turnips, 55; wheat, 60. All fruits, nuts and vegetables, if sold by measure, shall be sold by dry measure, United States standard, and shall be measured by level measure. Baskets or other receptacles holding one quart or less, which are used in the sale of strawberries, blackberries, cherries, currants, blueberries, huckleberries, raspberries or gooseberries shall be of the capacity of one quart, one pint, or one-half pint, United States standard dry measure. Whoever sells or offers for sale, or has in possession with intent to sell, any of the aforesaid fruit in any basket or other receptacle holding one quart or less which does not conform to said standard, or conforming to said standard, is not level measure, shall be punished as provided in said section 7. Said baskets or other receptacles shall not be required to be tested and sealed as provided by chapter 125, Public Statutes, but any sealer or health officer may test the capacity of any basket or other receptacle in which any of the aforesaid fruit is sold or intended to be sold; and if the same is found to contain less than the standard measure, or if the quantity

of such fruit is otherwise less than as herein provided, he shall seize the same and make complaint against the vendor."

Amend section 14 by striking out the word "written" in the third line and inserting after the word "agreement" in the same line the words "of the parties," so that said section as amended shall read as follows:

"SECT. 14. It shall be unlawfull to sell or offer to sell in the state any coal in any other manner than by weight, except by agreement of the parties to the contrary. No person, persons, firm, or corporation shall deliver any coal without such delivery being accompanied by delivery ticket and a duplicate thereof, on each of which shall be in ink or other indelible substance, distinctly expressed in pounds, the gross weight of the load, the tare of the delivery vehicle, and the quantity or quantities of coal contained in the cart, wagon, or other vehicle used in such deliveries, with the name of the dealer from whom purchased, and the party to whom it is to be delivered. One of these tickets shall be surrendered to the sealer of weights and measures upon his demand for his inspection, and this ticket or weight slip issued by the sealer when the sealer desires to retain the original shall be delivered to the said purchaser of said coal or his agent or representative at the time of the delivery of the fuel; and the other ticket shall be retained by the seller of the fuel. When the buyer carries away the purchase, a delivery ticket showing the actual number of pounds delivered over to the purchaser must be given to the purchaser at the time the sale is made."

Amend section 16 by adding at the end thereof the following: "But nothing in this act shall be so construed as to make a person liable to a penalty for selling or delivering overmeasure or overweight," so that said section as amended shall read as follows:

"SECT. 16. The commissioner of weights and measures shall, after consultation with and with the advice of the National Bureau of Standards, establish tolerances for use in the State of New Hampshire, and said tolerances shall be

the legal tolerances in this state. But nothing in this act shall be so construed as to make a person liable to a penalty for selling or delivering overmeasure or overweight."

EZRA M. SMITH,  
*A Minority of the Committee.*

The reports were accepted.

Senator Varney moved that the bill be laid upon the table.

The question being stated,

Shall the bill be laid upon the table?

Senator Lucier demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:

Senators Bailey, Shirley, Shannon, Clark, Danforth, Weeks, Martin, Varney, Mathes, Whiting.

The following named senators voted in the negative:

Senators Crossman, Woodbury, Musgrove, Kinney, Cain, Smith, Howard, Lucier, Kenney, Wagner, Marcotte, Perkins, Parsons.

Ten senators having voted in the affirmative and thirteen senators having voted in the negative, the negative prevailed, and the motion to lay the bill upon the table was declared lost.

Senator Martin moved that the bill be indefinitely postponed.

(Discussion ensued.)

Senator Lucier demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:

Senators Shirley, Danforth, Weeks, Martin, Varney, Mathes, Whiting, Parsons.

The following named senators voted in the negative:

Senators Bailey, Crossman, Woodbury, Musgrove, Shannon, Clark, Kinney, Cain, Smith, Howard, Lucier, Kenney, Wagner, Marcotte, Perkins.

Eight senators having voted in the affirmative and fifteen



senators having voted in the negative, the motion to indefinitely postpone the bill was declared lost.

On motion of Senator Musgrove, the foregoing bill, with the accompanying reports, was committed to the Committee on Finance.

The following message was received from the House of Representatives by its clerk:

## HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has passed a concurrent resolution, in the passage of which it asks the concurrence of the Honorable Senate:

*Resolved*, by the House of Representatives, the Senate concurring, That Rule 11 of the joint rules of the Senate and House of Representatives be so far suspended as to allow the transmission of appropriation bills relating to state expenses and salaries.

On motion of Senator Cain, the Senate voted to concur with the House of Representatives in the foregoing resolution.

The message also announced that the House of Representatives concurs with the Honorable Senate in the passage of the following entitled bill in a new draft, in the passage of which new draft the House asks the concurrence of the Honorable Senate:

Senate Bill No. 78 (In House new draft), An act in amendment of chapter 114 of the Laws of 1901, "An act regulating and limiting the investments of savings banks."

The message also announced that the House of Representatives has passed the following entitled bills and joint resolutions, in the passage of which it asks the concurrence of the Honorable Senate:

House Joint Resolution No. 127, Joint resolution to provide for the salaries of the assistant attorney-general and his assistants, for the balance of the current fiscal year.

House Bill No. 594, An act making appropriations for

the expenses of the State of New Hampshire for the year ending August 31, 1916.

House Bill No. 595, An act making appropriations for the expenses of the State of New Hampshire for the year ending August 31, 1917.

House Bill No. 599, An act to provide for a deficiency in the fish and game department.

House Bill No. 600, An act relating to the salary of the deputy secretary of state.

House Joint Resolution No. 128, Joint resolution in favor of Walter J. A. Ward, William H. Knox and others.

READ AND REFERRED.

The following entitled Senate bill, in House new draft, sent up from the House of Representatives, was read a first and second time and referred to the Committee on Banks:

Senate Bill No. 78 (In House new draft), An act in amendment of chapter 114 of the Laws of 1901, "An act regulating and limiting the investments of savings banks."

On motion of Senator Martin, the rules were so far suspended that the bill was read a third time by title and passed.

The following joint resolutions sent up from the House of Representatives were severally read a first and second time and referred to the Committee on Finance:

House Joint Resolution No. 127, Joint resolution to provide for the salaries of the assistant attorney-general and his assistants, for the balance of the current fiscal year.

House Joint Resolution No. 128, Joint resolution in favor of Walter J. A. Ward, William H. Knox and others.

On motion of Senator Cain, the rules were so far suspended that the following entitled bills sent up from the House of Representatives were severally read a first and second time by title and referred to the Committee on Finance:

House Bill No. 594, An act making appropriations for the expenses of the State of New Hampshire for the year ending August 31, 1916.

House Bill No. 595, An act making appropriations for the expenses of the State of New Hampshire for the year ending August 31, 1917.

House Bill No. 599, An act to provide for a deficiency in the fish and game department.

House Bill No. 600, An act relating to the salary of the deputy secretary of state.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL NO. 487

The committee of conference on the non-concurrence of the House with the Senate in the adoption of the Senate amendment to House Bill No. 487, An act to prevent corrupt practices at elections, to regulate expenditures for political purposes and provide for the publicity thereof, recommend that the House recede from its position of non-concurrence and that it concur in the amendments sent down by the Honorable Senate and recommend the adoption of the following amendments in addition:

Amend said bill by striking out section 4 and inserting in place thereof the following sections and by renumbering the succeeding sections accordingly.

"SECT. 4. No candidate shall in any one election, other than the primary, expend, in addition to his contribution to a state committee, a sum in excess of the following amounts:

"Governor or United States senator, one thousand dollars;

"Congressman, seven hundred and fifty dollars;

"Councilor, two hundred and fifty dollars;

"State senator or county officer, one hundred and fifty dollars;

"Representative to the General Court, fifty dollars.

"SECT. 5. For primary expenditures all candidates for nomination shall be limited to the following sums:

"Candidates for governor or United States senator, one thousand dollars;

"Candidates for congressman, five hundred dollars;

"Candidates for councilor, two hundred and fifty dollars;



"Candidates for state senator or county officer, one hundred dollars;

"Candidates for representative to the General Court, twenty-five dollars.

"SECT. 6. No person shall publish or cause to be published in a newspaper or other periodical, either in its advertising or reading columns, any paid matter which is designed or tends to aid, injure, or defeat any candidate for public office, or a constitutional amendment or any other question submitted to the voters, unless the name of the chairman or secretary, or the names of two officers of the political or other organization inserting the same, or the name of some voter who is responsible therefor, with his residence and the street and number thereof, if any, appear in the nature of a signature. Such matter inserted in reading column shall be marked at the beginning thereof in black faced Roman capitals 'Advertisement. Paid for by (naming the person or committee paying for the same). Price (truly stating the cost of said advertisement) \$.....'

"Any person who violates, or in any way knowingly aids or abets the violation of any provisions of this section, shall be punished by a fine of not more than one hundred dollars, or by imprisonment for not more than sixty days."

JAMES O. LYFORD,  
J. G. M. GLESSNER,  
CHARLES E. TILTON,  
*House Conferees.*

ORVILLE E. CAIN,  
HERBERT PERKINS,  
ARTHUR R. SHIRLEY,  
*Senate Conferees.*

The reports were accepted.

The following message was received from the House of Representatives by its clerk:

The House of Representatives has voted to recede from its position on House Bill No. 487, An act to prevent corrupt practices at elections, to regulate expenditures for

political purposes and provide for the publicity thereof, and has voted to adopt the amendment proposed by the committee of conference, in the adoption of which amendment it asks the concurrence of the Honorable Senate.

Amend said bill by striking out section 4, 5 and 6 and inserting in place thereof the following sections and by re-numbering the succeeding sections accordingly.

"SECT. 4. No candidate shall in any one election, other than the primary, expend, in addition to his contribution to a state committee, a sum in excess of the following amount:

"Governor or United States senator, one thousand dollars;

"Congressman, seven hundred and fifty dollars;

"Councilor, two hundred and fifty dollars;

"State senator or county officer, one hundred and fifty dollars.

"Representative to the General Court, fifty dollars.

"SECT. 5. For primary expenditures all candidates for nomination shall be limited to the following sums:

"Candidates for governor or United States senator, one thousand dollars;

"Candidates for congressman, five hundred dollars;

"Candidates for councilor, two hundred and fifty dollars;

"Candidates for state senator or county officer, one hundred dollars;

"Candidates for representative to the General Court, twenty-five dollars.

"SECT. 6. No person shall publish or cause to be published in a newspaper or other periodical, either in its advertising or reading columns, any paid matter which is designed or tends to aid, injure, or defeat any candidate for public office, or a constitutional amendment or any other question submitted to the voters, unless the name of the chairman or secretary, or the names of two officers of the political or other organization inserting the same, or the name of some voter who is responsible therefor, with his residence and the street and number thereof, if any, appear in the nature of a signature. Such matter inserted in read-

ing columns shall be marked at the beginning thereof in black faced Roman capitals, 'Advertisement. Paid for by (naming the person or committee paying for the same). Price (truly stating the cost of said advertisement) \$. . . . .'

"Any person who violates, or in any way knowingly aids or abets the violation of any provisions of this section, shall be punished by a fine of not more than one hundred dollars or by imprisonment for not more than sixty days."

On motion of Senator Cain, the Senate voted to concur with the House of Representatives and to adopt the foregoing amendments.

The message further announced that the House of Representatives had voted to adopt the amendment proposed by the Committee on Engrossed Bills on House Bill No. 237, An act relating to the management and control of state institutions, in the adoption of which amendment it asks the concurrence of the Honorable Senate.

Amend by striking out section 16 and substituting therefor the following:

"SECT. 16. As to the power herein given for the appointment of trustees, this act shall take effect upon its passage; and in all other respects it shall take effect thirty days after the appointment and qualification of the trustees herein provided for."

On motion of Senator Lucier, the Senate voted to adopt the foregoing amendment sent up from the House of Representatives.

#### BILL RECALLED FROM THE COMMITTEE.

On motion of Senator Lucier, the following entitled bill was recalled from the Committee on the Judiciary:

Senate Bill No. 59, An act prescribing the number of employees to be used in switching cars or making up of trains.

Senator Lucier offered the following amendment and moved its adoption:

Amend said bill by striking out all of section 1 and substituting in place thereof the following:



"SECTION 1. It shall be unlawful for any person, firm or corporation engaged exclusively in the business of operating a steam railroad for the transportation of passengers and freight to operate railroad switch engines within the limits of the State of New Hampshire for the purpose of switching cars or making up trains with less than a full crew, consisting of not less than one engineer, one fireman, one conductor and three brakemen, unless the said person, firm or corporation, by petition addressed to the public service commission, shall secure an order permitting them to operate such railroad switch engines with less than a full crew."

The amendment was adopted and the bill as amended ordered to a third reading this afternoon at two o'clock.

#### COMMITTEE REPORT.

Senator Varney, for the Committee on Finance, to whom was referred Senate Joint Resolution No. 5, Joint resolution in favor of Willie Whiteman, having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

The report was accepted and the resolution adopted.

On motion of Senator Kenney, the Senate voted that the rules be so far suspended that all business in order for two o'clock this afternoon be in order at the present time.

#### THIRD READINGS.

Agreeably to the foregoing motion, and on motion of Senator Kenney, the rules were further suspended and the following entitled bills were severally read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendments:

House Bill No. 547, An act licensing hawkers and peddlers of foreign and domestic fruits and vegetables in the city of Manchester.

House Bill No. 582, An act in amendment of chapter 115 of the Session Laws of 1913, entitled "An act to exempt

property of educational, charitable and religious institutions and of temperance societies from taxation."

Agreeably to the foregoing motion, and on motion of Senator Kenney, the rules were further suspended and the following entitled bill was read a third time by title and passed:

House Bill No. 345, An act to promote the public health by providing for one day of rest in seven for employees in certain employments.

Agreeably to the foregoing motion, and on motion of Senator Kenney, the rules were further suspended and the following entitled bill was read a third time by title:

Senate Bill No. 59, An act prescribing the number of employees to be used in switching cars or making up of trains.

The question being stated,  
Shall the bill pass?

Senator Cain moved that the bill be indefinitely postponed.

Senator Lucier demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:  
Senators Woodbury, Shirley, Clark, Danforth, Cain, Smith, Weeks, Martin, Varney, Mathes, Whiting, Perkins.

The following named senators voted in the negative:

Senators Crossman, Musgrove, Kinney, Howard, Lucier, Kenney, Wagner.

Twelve senators having voted in the affirmative and seven senators having voted in the negative, the motion to indefinitely postpone prevailed.

#### JOINT RESOLUTION TAKEN FROM THE TABLE.

On motion of Senator Cain, the following joint resolution was taken from the table:

House Joint Resolution No. 126, Joint resolution in favor of the widow of the late Samuel J. Blodgett.

On motion of Senator Cain, the following amendment was adopted:

Amend the caption of the joint resolution by striking it out and substituting therefor the following: "Joint resolution in favor of the estate of the late Samuel J. Blodgett."

Amend by striking out the word "widow" in the second line and substituting therefor the word "estate," so that the joint resolution as amended shall read as follows:

"That the state treasurer be and hereby is authorized to pay to the estate of the late Samuel J. Blodgett, a member of the House from Fitzwilliam, the full salary and mileage due him as a member of the House of Representatives," and the joint resolution, as amended, ordered to a third reading this afternoon at two o'clock.

On motion of Senator Martin, the rules were so far suspended that the joint resolution was read a third time, passed and sent to the House of Representatives for concurrence in Senate amendments.

The following message was received from the House of Representatives by its clerk:

#### HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has passed the following concurrent resolution, in the passage of which it asks the concurrence of the Honorable Senate:

*Resolved*, by the House of Representatives, the Senate concurring, That Rule 11 of the joint rules of the Senate and House of Representatives be so far suspended as to allow the transmission of House Bill No. 113, An act to create a state board of children's guardians and for the care of delinquent and dependent children.

Senator Musgrove moved that the Senate concur in the foregoing concurrent resolution.

The question being stated,

Shall the Senate concur?

The negative prevailed on a *viva voce* vote.

Senator Musgrove demanded the yeas and nays.

Senator Lucier moved that the resolution be laid upon the table.



The negative prevailed on a *viva voce* vote.

Senator Musgrove demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:

Senators Lucier, Weeks, Martin, Kenney, Wagner, Marcotte, Parsons.

The following named senators voted in the negative:

Senators Bailey, Crossman, Woodbury, Shirley, Musgrove, Clark, Kinney, Danforth, Cain, Smith, Howard, Varney, Mathes, Whiting, Perkins.

Seven senators having voted in the affirmative and fifteen senators having voted in the negative, the negative prevailed and the motion to lay the concurrent resolution upon the table was declared lost.

The question recurring,

Shall the Senate concur?

Senator Musgrove demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:

Senators Bailey, Crossman, Woodbury, Shirley, Musgrove, Clark, Kinney, Danforth, Cain, Smith, Howard, Varney, Mathes, Whiting, Perkins.

The following named senators voted in the negative:

Senators Lucier, Weeks, Martin, Kenney, Wagner, Marcotte, Parsons.

Fifteen senators having voted in the affirmative and seven senators having voted in the negative, the affirmative prevailed, and the Senate voted to concur in the foregoing concurrent resolution.

The following message was received from the House of Representatives by its clerk:

#### HOUSE MESSAGE.

*Mr. President:*

The House of Representatives refuses to concur with the Honorable Senate in the passage of the following entitled bills sent down from the Honorable Senate:

Senate Bill No. 84, An act to create an armory board.

Senate Bill No. 83, An act in amendment of chapter 93 of the Public Statutes, relating to the attendance of children at school.

Senate Bill No. 16, An act relating to actions for personal injuries.

The message further announced that the House of Representatives has concurred with the Senate in the passage of the following bill:

Senate Bill No. 85, An act to amend chapter 265 of the Session Laws of 1911, entitled "An act relating to a sprinkling district in the city of Rochester."

The message further announced that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following bills and joint resolution:

House Bill No. 584, An act in addition to and in amendment of chapter 35, Laws of 1905, chapter 155, Laws of 1909, chapters 158 and 168, Laws of 1913, chapter 84, section 1, Laws of 1913. (Relating to trunk line roads.)

House Bill No. 597, An act relating to the laying out of highways in the city of Laconia.

House Bill No. 589, An act relating to trust funds held by towns and cities.

House Bill No. 577, An act to authorize the Concord & Montreal Railroad to unite with other New Hampshire railroads to authorize certain leases and contracts.

House Bill No. 393, An act in amendment of chapter 163 of the Laws of 1913, relating to the department of agriculture.

House Bill No. 208, An act for the reforestation of waste and cut-over land.

House Joint Resolution No. 121, Joint resolution providing money for the New Hampshire College of Agriculture and the Mechanic Arts, for the erection of buildings and other purposes.

House Bill No. 36, An act to revise and amend the fish and game laws.

The message further announced that the House of Rep-

representatives has voted to concur with the Honorable Senate in its adoption of the amendments proposed by the committee of conference on the following entitled bills:

Senate Bill No. 17, An act in relation to the deposit of public funds in banks.

House Bill No. 193, An act relating to expenses of county solicitors while in the discharge of official duties.

The message further announced that the House of Representatives concurs with the Honorable Senate in the passage of the following entitled bill, with amendment, in the passage of which amendment the House asks the concurrence of the Honorable Senate:

Senate Bill No. 76, An act to provide for the incorporation and regulation of employers' mutual liability insurance associations.

Amend said bill by striking out section 18 and renumbering sections 19 and 20, so that they will be sections 18 and 19.

The question being upon the adoption of the amendment, on motion of Senator Cain, the bill was laid upon the table.

On motion of Senator Varney, the Senate adjourned.

## AFTERNOON.

### COMMITTEE REPORTS.

Senator Varney, for the Committee on Finance, to whom was referred House Joint Resolution No. 127, Joint resolution to provide for the salaries of the assistant attorney-general and his assistants, for the balance of the current fiscal year;

House Joint Resolution No. 128, Joint resolution in favor of Walter J. A. Ward, William H. Knox, and others;

House Bill No. 599, An act to provide for a deficiency in the fish and game department;

House Bill No. 600, An act relating to the salary of the deputy secretary of state, having considered the same,



reported the same without amendment and recommended their passage.

The reports were accepted and the bills and joint resolutions severally ordered to a third reading.

#### THIRD READINGS.

On motion of Senator Lucier, the rules were so far suspended that the following entitled bills were severally read a third time by title and passed:

House Bill No. 599, An act to provide for a deficiency in the fish and game department.

House Bill No. 600, An act relating to the salary of the deputy secretary of state.

On motion of Senator Lucier, the rules were so far suspended that the following joint resolutions were severally read a third time and passed:

House Joint Resolution No. 127, Joint resolution to provide for the salaries of the assistant attorney-general and his assistants, for the balance of the current fiscal year.

House Joint Resolution No. 128, Joint resolution in favor of Walter J. A. Ward, William H. Knox, and others.

The following message was received from the House of Representatives by its clerk:

#### HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has passed a bill with the following title, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 113, An act to create a state board of children's guardians and for the care of delinquent and dependent children.

#### READ AND REFERRED.

On motion of Senator Perkins, the rules were so far suspended that the following entitled bill sent up from the House of Representatives was read a first and second time by title and referred to the Committee on the Judiciary:

House Bill No. 113, An act to create a state board of children's guardians and for the care of delinquent and dependent children.

The message further announced that the House of Representatives has adopted the report of the committee of conference upon House Bill No. 320, An act to provide for one day of rest in seven for employees in certain employments, unanimously reports that it is inexpedient to legislate, and asks the concurrence of the Honorable Senate.

On motion of Senator Cain, the Senate voted to adopt the recommendation proposed by the committee of conference.

(Recess.)

The Senate reassembled.

MAJORITY AND MINORITY REPORT.

The undersigned, a majority of the Committee on the Judiciary, to whom was referred House Bill No. 113, An act to create a state board of children's guardians and for the care of delinquent and dependent children, having considered the same, reported the same with the following resolution:

*Resolved*, That it is inexpedient to legislate.

E. M. SMITH,  
N. E. MARTIN,  
A. J. LUCIER,

*A Majority of the Committee.*

The undersigned, a minority of the Committee on the Judiciary, to whom was referred House Bill No. 113, An act to create a state board of children's guardians and for the care of delinquent and dependent children, having considered the same, reported the same with the following amendment and recommended its passage:

Amend said act by inserting a new section numbered 13 as follows:

"SECT. 13. The expense incident to the support of any child taken by the state board of children's guardians under the terms of this act shall be paid from the appropriation made hereby."

Further amend by renumbering section 13 so as to read section 14.

O. E. CAIN,  
*A Minority of the Committee.*

The reports were accepted.

Senator Cain moved that the report of the minority be substituted for the report of the majority.

The question being stated,

Shall the report of the minority be substituted for the report of the majority?

The negative prevailed on a *viva voce* vote.

Senator Lucier moved that the bill be indefinitely postponed.

The question being stated,

Shall the bill be indefinitely postponed?

The affirmative prevailed on a *viva voce* vote and the bill was indefinitely postponed.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE JOINT RESOLUTION NO. 47.

The committee of conference upon House Joint Resolution No. 47, Joint resolution appropriating money to make effective the laws against bribery at elections, reports with the recommendation that the Senate recede from its amendment and that the House adopt the following amendment:

Amend said joint resolution by adding at the end thereof the following:

"This appropriation shall be applicable to the enforcement of any and all laws pertaining to political bribery and corrupt practices."

F. A. MUSGROVE,  
W. E. KINNEY,  
*Senate Conferees.*

HOBART PILLSBURY,  
HENRY F. LIBBY,  
JAMES BRENNAN,  
*House Conferees.*



The report was accepted.

On motion of Senator Musgrove, the Senate voted to recede from its amendment and to adopt the amendment proposed by the committee.

On motion of Senator Clark, the Senate voted to take a recess subject to the call of the chair.

(Recess.)

The Senate reassembled.

Senator Musgrove, for the Committee on Finance, to whom was referred House Bill No. 125, An act establishing a standard of weights and measures, having considered the same, reported the same with the following amendment and recommended its passage:

Amend the title by adding at the beginning thereof the words "To provide for investigating the subject of," so that the title as amended shall read "An act to provide for investigating the subject of establishing a standard of weights and measures."

Amend the bill by striking out all after the enacting clause and substituting therefor the following:

"The governor, by and with the advice and consent of the council, may appoint a commission of three to investigate the matter of establishing a standard of weights and measures and report to the next legislature. And in the event of the appointment of said commission, the compensation and expenses of the members thereof shall be fixed by the governor and council and paid by warrant drawn by the governor out of any money in the treasury not otherwise appropriated."

The report was accepted, amendment adopted and the bill, as amended, ordered to a third reading.

Senator Musgrove moved that the rules be so far suspended that the bill be ordered to a third reading at the present time

Senator Martin moved that the bill be indefinitely postponed and upon that question demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:  
Senators Shannon, Danforth, Smith, Howard, Lucier, Weeks, Martin, Kenney, Varney, Mathes, Whiting, Perkins.

The following named senators voted in the negative:

Senators Crossman, Woodbury, Musgrove, Clark, Wagner, Marcotte.

Twelve senators having voted in the affirmative and six senators having voted in the negative, the affirmative prevailed and the bill was indefinitely postponed.

The following message was received from the House of Representatives by its clerk:

#### HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has concurred with the Senate in the adoption of the report of the committee of conference on House Bill No. 557, An act to provide aid for dependent mothers.

The message further announced that the House of Representatives has concurred with the Senate in the passage of the following bills:

Senate Bill No. 3, An act to increase the efficiency of the public schools of the state by granting pensions to retired teachers of long service.

Senate Bill No. 4, An act to increase the efficiency of the public schools of the state by granting pensions to retired teachers of long service.

The message also announced that the House of Representatives refuses to concur with the Honorable Senate in the passage of the following entitled bill sent down from the Honorable Senate:

Senate Bill No. 2, An act appropriating money in the interests of the department of fish and game.

The message further announced that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following joint resolution and bills:

House Bill No. 582, An act in amendment of chapter 115

of the Session Law of 1913, entitled "An act to exempt property of educational, charitable and religious institutions and of temperance societies from taxation."

House Bill No. 547, An act licensing hawkers and peddlers of foreign and domestic fruits and vegetables in the city of Manchester.

House Joint Resolution No. 126, Joint resolution in favor of the estate of the late Samuel J. Blodgett.

House Bill No. 544, An act in amendment of chapter 98, Laws of 1901, relating to the planting and protection of shade trees along highways.

The following report of the Committee on Engrossed Bills was read and accepted.

#### BILLS ENGROSSED.

The committee have examined and found correctly engrossed the following bills and joint resolutions:

Senate Bill No. 78, An act in amendment of chapter 114, Laws of 1901, entitled "An act to regulate and limit the investments of savings banks."

House Bill No. 345, An act to promote the public health by providing for one day of rest in seven for employees in certain employments.

House Bill No. 393, An act in amendment of chapter 163, Laws of 1913, relating to the department of agriculture.

House Bill No. 237, An act relating to the management and control of state institutions.

House Bill No. 557, An act to provide aid for dependent mothers.

House Bill No. 577, An act to authorize the Concord & Montreal Railroad to unite with other New Hampshire railroads and to authorize certain leases and contracts.

House Bill No. 599, An act to provide for a deficiency in the fish and game department.

House Bill No. 600, An act relating to the salary of the deputy secretary of state.

House Joint Resolution No. 127, Joint resolution to pro-



vide for the salaries of the assistant attorney-general and his assistants, for the balance of the current fiscal year.

Senate Bill No. 3, An act to increase the efficiency of the public schools of the state by granting pensions to retired teachers of long service.

Senate Bill No. 4, An act to increase the efficiency of the public schools of the state by granting pensions to retired teachers of long service.

House Bill No. 487, An act to prevent corrupt practices at elections, and to regulate expenditures for political purposes and provide for the publicity thereof.

A. J. LUCIER,  
*For the Committee.*

#### COMMITTEE REPORTS.

Senator Varney, for the Committee on Finance, to whom was referred House Bill No. 594, An act making appropriations for the expenses of the State of New Hampshire for the year ending August 31, 1916, having considered the same, reported the same with the following amendments and recommended its passage:

Amend the bill by striking out in line 213 of the printed bill the figures "\$21,300" and inserting instead thereof the figures "\$23,800."

Amend the bill by striking out in the printed bill the figures "\$17,500" in line 219 and inserting instead thereof the figures "\$20,000."

Amend the bill by striking out in line 255 of the printed bill the figures "\$2,000" and inserting instead thereof the figures "\$2,500."

Amend the bill by striking out in line 257 of the printed bill the figures "\$1,800" and inserting instead thereof the figures "\$1,300."

The report was accepted, amendments adopted and the bill, as amended, ordered to a third reading.

Senator Varney, for the Committee on Finance, to whom was referred House Bill No. 595, An act making appropriations for the expenses of the State of New Hampshire for

the year ending August 31, 1917, having considered the same, reported the same with the following amendments and recommended its passage:

Amend the bill by striking out in line 215 of the printed bill the figures "\$21,750" and inserting instead thereof the figures "\$24,250."

Amend the bill by striking out in line 222 of the printed bill the figures "\$17,500" and inserting instead thereof the figures "\$20,000."

Amend the bill by striking out in line 260 of the printed bill the figures "\$2,000" and inserting instead thereof the figures "\$2,500."

Amend the bill by striking out in line 262 of the printed bill the figures "\$1,800" and inserting instead thereof the figures "\$1,300."

The report was accepted, amendments adopted and the bill, as amended, ordered to a third reading.

#### THIRD READINGS.

On motion of Senator Varney, the rules were so far suspended that the following entitled bills were severally read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendments:

House Bill No. 594, An act making appropriations for the expenses of the State of New Hampshire for the year ending August 31, 1916.

House Bill No. 595, An act making appropriations for the expenses of the State of New Hampshire for the year ending August 31, 1917.

On motion of Senator Howard, the Senate voted to take a recess subject to the call of the chair.

(Recess.)

The Senate reassembled.

#### BILL AND AMENDMENT TAKEN FROM THE TABLE.

On motion of Senator Cain, the following entitled Senate bill was taken from the table:

Senate Bill No. 76, An act to provide for the incorpora-

tion and regulation of employers' mutual liability insurance associations.

On motion of Senator Cain, the Senate voted to concur with the House of Representatives in the amendments to the foregoing bill.

The following message was received from the House of Representatives by its clerk:

HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has voted to concur with the Honorable Senate in its amendments to the following bills:

House Bill No. 101, An act in amendment of chapter 205, Laws of 1913, entitled "An act to control the further pollution of streams, lakes and rivers, and protection of water supplies."

House Bill No. 560, An act relating to cemeteries in the town of Rollinsford.

The message also announced that, in accordance with the concurrent resolution previously adopted by the Senate and House of Representatives, reports, bills and joint resolutions pending in either branch of the legislature shall be indefinitely postponed; and in accordance with the above resolution the following Senate bills, pending in the House, are indefinitely postponed:

Senate Bill No. 72, An act regulating the taxation of automobiles and motor vehicles.

Senate Bill No. 86, An act in amendment of chapter 145, Laws of 1913, entitled "An act in amendment of chapter 164, Laws of 1911, entitled 'An act to establish a public service commission relating to the decrees of the supreme court upon appeals.'"

The message further announced that the House of Representatives has concurred with the Honorable Senate in the passage of the following entitled bills:

Senate Bill No. 25, An act to incorporate the Laconia Lodge, No. 876, of the Benevolent and Protective Order of Elks.



Senate Bill No. 57, An act in amendment of chapter 264 of the Public Statutes, relating to offenses against the police of towns.

The message further announced that the House of Representatives refuses to concur with the Honorable Senate in the passage of the following entitled bills:

Senate Bill No. 40, An act in relation to attachment of mesne process.

Senate Bill No. 55, An act in amendment of section 18, chapter 153, Laws of 1909, providing for placing of the names of all party candidates at primaries upon the same ballot.

Senate Bill No. 82, An act establishing a police commission for the city of Nashua.

The message further announced that the House of Representatives has reconsidered the vote whereby it refused to concur with the Honorable Senate in its amendments to House Bill No. 474, An act in amendment of section 1, chapter 14, Laws of 1913 of the Public Statutes, relating to highway agents, and has voted to adopt the report of the committee of conference and concurs with the Honorable Senate in its amendment.

The message further announced that the House of Representatives has concurred with the Senate in the passage of the following bill:

Senate Bill No. 16, An act relating to actions for personal injuries.

The message also announced that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following bills:

House Bill No. 594, An act making appropriations for the expenses of the State of New Hampshire for the year ending August 31, 1916.

House Bill No. 595, An act making appropriations for the expenses of the State of New Hampshire for the year ending August 31, 1917.

(Senator Smith in the chair.)

Senator Cain offered the following resolution:

*Resolved*, That the thanks of the Senate be extended to the President, the Honorable George I. Haselton, for the dignified, impartial, faithful and able manner in which he has discharged the duties of his office during the present session.

The resolution was unanimously adopted by a rising vote.

Senator Musgrove offered the following resolution:

*Resolved*, That the thanks of the Senate be extended to the clerk of the Senate, Earle C. Gordon; the assistant clerk, Thomas P. Cheney, 2d; the sergeant-at-arms, William H. Knox; the doorkeeper, George H. Magoon, and the other officers and employees of the Senate, for the courteous, faithful and satisfactory manner in which they have severally performed their duties.

The resolution was unanimously adopted by a rising vote.

(The President in the chair.)

The following report of the Committee on Engrossed Bills was read and accepted:

#### BILLS ENGROSSED.

The committee have examined and found correctly engrossed the following bills and joint resolutions:

House Bill No. 544, An act in amendment of chapter 98, Laws of 1901, relating to the planting and protection of shade trees along the highways.

House Bill No. 547, An act licensing hawkers and peddlers of foreign and domestic fruits and vegetables in the city of Manchester.

House Bill No. 582, An act in amendment of chapter 115, Laws of 1913, entitled "An act to exempt property of educational, charitable, and religious institutions and of temperance societies from taxation."

House Joint Resolution No. 47, Joint resolution appropriating money to make effective the laws against bribery at elections.

House Joint Resolution No. 126, Joint resolution in favor of the estate of the late Samuel J. Blodgett.

House Joint Resolution No. 128, Joint resolution in favor of Walter J. A. Ward, William H. Knox and others.

Senate Bill No. 16, An act relating to actions for personal injuries.

Senate Bill No. 76, An act to provide for the incorporation and regulation of employers' mutual liability insurance associations.

House Bill No. 474, An act in amendment of section 3, chapter 29 of the Laws of 1893, as amended by section 1, chapter 14 of the Laws of 1913, relating to highway agents.

House Bill No. 594, An act making appropriations for the expenses of the State of New Hampshire for the year ending August 31, 1916.

House Bill No. 595, An act making appropriations for the expenses of the State of New Hampshire for the year ending August 31, 1917.

A. J. LUCIER,  
*For the Committee.*

#### BILLS INDEFINITELY POSTPONED.

By the concurrent resolution previously adopted by the Senate and House of Representatives that all reports, bills and joint resolutions pending in either branch of the legislature on Wednesday, the twenty-first of April, at five o'clock in the afternoon, be indefinitely postponed, the following entitled bills were indefinitely postponed:

#### SENATE BILLS.

Senate Bill No. 8, An act to promote the public health by providing for one day of rest in seven for employees in certain employments.

Senate Bill No. 35, An act in amendment of section 3, chapter 271 of the Public Statutes, relating to offenses against morality and religion.

Senate Bill No. 50, An act to repeal sections 5 and 6 of chapter 146 of the Laws of 1913, relating to fees paid by



savings banks, companies, associations and other corporations for examinations by the bank commissioner.

Senate Bill No. 54, An act licensing dealers in second-hand articles.

Senate Bill No. 58, An act in amendment of chapter 43 of the Public Statutes, relating to the choice of selectmen.

Senate Bill No. 65, An act in amendment of chapter 133 of the Laws of 1911, entitled "An act repealing chapter 86 of the Laws of 1905 and chapter 154 of the Laws of 1909, and enacting a motor vehicle law," as amended by chapters 81 and 171 of the Laws of 1913.

Senate Bill No. 73, An act to promote the growing of timber.

Senate Bill No. 79, An act to prevent the spread of certain infectious diseases.

#### HOUSE BILLS.

House Bill No. 31, An act in amendment of sections 2 and 4, chapter 113 of the Pamphlet Laws of 1901, entitled "An act in amendment of and in addition to chapter 195 of the Public Statutes, entitled 'Rights of husband or wife surviving in the estate of the deceased husband or wife.'"

House Bill No. 157, An act to create a voting precinct in the town of Swanzey.

House Bill No. 247, An act to amend chapter 241 of the Session Laws of 1893, chapter 291 of the Session Laws of 1911, relating to the charter of the city of Laconia.

House Bill No. 280, An act to amend chapter 279, Session Laws of 1899, and chapter 167, Session Laws of 1905, relating to the charter of the Nashua Trust company.

House Bill No. 334, An act in amendment of section 9 of chapter 60 of the Public Statutes, relating to the collection of taxes of residents.

House Bill No. 458, An act to regulate the storage, distribution and sale of cold storage food.

House Bill No. 521, An act in amendment of chapter 359 of the Session Laws of 1911, entitled "An act to establish a board of public works in the city of Manchester."

House Joint Resolution No. 118, Joint resolution in relation to the National Guard.

The following message was received from the House of Representatives by its clerk:

HOUSE MESSAGE.

*Mr. President:*

The House of Representatives has passed the following concurrent resolution, in the passage of which it asks the concurrence of the Honorable Senate:

*Resolved*, by the House of Representatives, the Senate concurring, That a committee consisting of one from each county be appointed by the House, with such as the Senate may join, to wait on His Excellency, the Governor, and inform him that the legislature has completed the business of the session and is ready to receive any communication he may be pleased to make.

On motion of Senator Lucier, the Senate concurred in the foregoing resolution sent up from the House of Representatives.

The President appointed as members of such committee on the part of the Senate, Senators Mathes, Howard, Bailey, Wagner, Kenney.

Senator Mathes, for the joint select committee to wait upon His Excellency, the Governor, and inform him that the legislature had completed the business of the session and was ready to receive any communication that he might be pleased to make, reported that they had attended to their duty and had been informed by His Excellency that he would, in person, make a communication to the legislature herewith.

His Excellency, Honorable Rolland H. Spaulding, attended by the Honorable Council, then appeared and made the following communication to the Senate:

STATE OF NEW HAMPSHIRE.

EXECUTIVE DEPARTMENT.

*To the Honorable Senate:*

Of the measures which the General Court has presented to me for my consideration I have signed 264 bills and 63 joint resolutions. I have vetoed three acts and I have withheld my approval from:

Senate Bill No. 75, An act to establish a village improvement precinct in Danbury.

House Bill No. 345, An act to promote the public health by providing for one day of rest in seven for employees in certain employments.

House Bill No. 547, An act licensing hawkers and peddlers of foreign and domestic fruits and vegetables in the city of Manchester.

I wish to thank you, gentlemen, for the attention you have given to the state's business and for the creditable legislative record that has been made. May happiness and prosperity attend you as you return to your homes and to the pursuits which your official service has interrupted.

Having been informed by the joint committee of the Senate and House of Representatives that you have completed the business of the session and are ready to adjourn, I do, by the authority vested in me as governor, hereby declare the General Court of New Hampshire adjourned to the last Wednesday in December in the year of our Lord, one thousand nine hundred and sixteen.

ROLLAND H. SPAULDING,

*Governor.*

And thereupon the President, in accordance with the proclamation of His Excellency, the Governor, and by virtue of the authority vested in him, declared the Senate adjourned to the last Wednesday in December, in the year of our Lord one thousand nine hundred and sixteen.

EARLE C. GORDON,

*Clerk.*

A true copy. Attest:

EARLE C. GORDON,

*Clerk.*



